

# *NORTH CAROLINA*

# *REGISTER*

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VOLUME 13 • ISSUE 6 • Pages 535 - 580

September 15, 1998

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HHS - Facility Services Abbreviated Notice of  
Temporary Rule-Making  
DENR - Notice of Intent to redevelop a  
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Environment and Natural Resources  
General Contractors, Licensing Board for  
Health and Human Services  
Medical Board  
Pharmacy, Board of  
Revenue  
Transportation  
Rules Review Commission  
Contested Case Decisions

## PUBLISHED BY

*The Office of Administrative Hearings*  
*Rules Division*  
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*Telephone (919) 733-2678*  
*Fax (919) 733-3462*

For those persons that have questions or concerns regarding the Administrative Procedure Act or any of its components, consult with the agencies below. The bolded headings are typical issues which the given agency can address, but are not inclusive.

#### **Rule Notices, Filings, Register, Deadlines, Copies of Proposed Rules, etc.**

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#### **Rule Review and Legal Issues**

Rules Review Commission  
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Bobby Bryan, Staff Attorney  
  
(919) 733-2721  
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#### **Legislative Process Concerning Rule-making**

Joint Legislative Administrative Procedure Oversight Committee  
545 Legislative Office Building  
300 North Salisbury Street  
Raleigh, North Carolina 27611  
  
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(919) 733-2578  
(919) 715-5460 FAX  
  
[marys@ms.ncga.state.nc.us](mailto:marys@ms.ncga.state.nc.us)

#### **County and Municipality Government Questions or Notification**

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215 North Dawson Street  
Raleigh, North Carolina 27603  
  
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NC League of Municipalities  
215 North Dawson Street  
Raleigh, North Carolina 27603  
  
contact: Paula Thomas  
  
(919) 715-2893  
  
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# NORTH CAROLINA REGISTER



**Volume 13, Issue 6**  
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This issue contains documents officially filed through August 24, 1998.

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**TITLE/MAJOR DIVISIONS OF THE NORTH CAROLINA ADMINISTRATIVE CODE**

<b>TITLE</b>	<b>DEPARTMENT</b>	<b>LICENSING BOARDS</b>	<b>CHAPTER</b>
1	Administration	Acupuncture	1
2	Agriculture	Architecture	2
3	Auditor	Athletic Trainer Examiners	3
4	Commerce	Auctioneers	4
5	Correction	Barber Examiners	6
6	Council of State	Certified Public Accountant Examiners	8
7	Cultural Resources	Chiropractic Examiners	10
8	Elections	Employee Assistance Professionals	11
9	Governor	General Contractors	12
10	Health and Human Services	Cosmetic Art Examiners	14
11	Insurance	Dental Examiners	16
12	Justice	Dietetics/Nutrition	17
13	Labor	Electrical Contractors	18
14A	Crime Control & Public Safety	Electrolysis	19
15A	Environment and Natural Resources	Foresters	20
16	Public Education	Geologists	21
17	Revenue	Hearing Aid Dealers and Fitters	22
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**Note:** Title 21 contains the chapters of the various occupational licensing boards.

**NORTH CAROLINA REGISTER**  
**Publication Schedule**  
*(June 1998 - March 1999)*

FILING DEADLINES		NOTICE OF RULE-MAKING PROCEEDINGS		NOTICE OF TEXT (either column A or column B)				TEMPORARY RULE	
volume and issue number	issue date	last day for filing	earliest register issue for publication of text	A. non-substantial economic impact		B. substantial economic impact		deadline to submit to RRC for review at next RRC meeting	first legislative day of the next regular session
				earliest date for public hearing	end of required comment period	deadline to RRC for review at next RRC meeting	end of required comment period		
12:23	06/01/98	05/08/98	08/05/98	06/16/98	07/01/98	07/20/98	01/27/99	07/31/98	01/27/99
12:24	06/15/98	05/22/98	08/14/98	06/30/98	07/15/98	07/20/98	01/27/99	08/14/98	01/27/99
13:01	07/01/98	06/10/98	09/01/98	07/16/98	07/31/98	08/20/98	01/27/99	08/31/98	01/27/99
13:02	07/15/98	06/23/98	09/15/98	07/30/98	08/14/98	08/20/98	01/27/99	09/14/98	01/27/99
13:03	08/03/98	07/13/98	10/15/98	08/18/98	09/02/98	09/21/98	01/27/99	10/02/98	01/27/99
13:04	08/14/98	07/24/98	10/15/98	08/31/98	09/14/98	09/21/98	01/27/99	10/31/98	01/20/98
13:05	09/01/98	08/41/98	11/07/98	09/16/98	10/01/98	10/20/98	01/27/99	11/02/98	01/20/98
13:06	09/15/98	08/24/98	11/16/98	09/30/98	10/15/98	10/20/98	01/27/99	11/16/98	01/20/98
13:07	10/01/98	09/10/98	12/01/98	10/16/98	11/02/98	11/20/98	01/27/99	11/30/98	12/21/98
13:08	10/15/98	09/24/98	12/15/98	10/30/98	11/16/98	11/20/98	01/27/99	12/14/98	12/21/98
13:09	11/02/98	10/12/98	01/03/99	11/17/98	12/02/98	12/21/98	05/00	01/01/99	01/20/99
13:10	11/16/98	10/23/98	01/15/99	12/01/98	12/16/98	12/21/98	05/00	01/15/99	01/20/99
13:11	12/01/98	11/05/98	02/01/99	12/16/98	12/31/98	01/20/99	05/00	02/01/99	02/22/99
13:12	12/15/98	11/26/98	02/15/99	12/30/98	01/14/99	01/20/99	05/00	02/15/99	02/22/99
13:13	01/04/99	12/09/98	03/15/99	01/19/99	02/03/99	02/22/99	05/00	03/05/99	03/22/99
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13:15	02/01/99	01/08/99	04/15/99	02/16/99	03/03/99	03/22/99	05/00	04/02/99	04/20/99
13:16	02/15/99	01/25/99	05/01/99	03/02/99	03/17/99	03/22/99	05/00	04/16/99	04/20/99
13:17	03/01/99	02/08/99	05/05/99	03/16/99	03/31/99	04/20/99	05/00	04/30/99	05/20/99
13:18	03/15/99	02/22/99	05/14/99	03/30/99	04/14/99	04/20/99	05/00	05/14/99	05/20/99

## EXPLANATION OF THE PUBLICATION SCHEDULE

This Publication Schedule is prepared by the Office of Administrative Hearings as a public service and the computation of time periods are not to be deemed binding or controlling. Time is computed according to 26 NCAC 2C .0302 and the Rules of Civil Procedure, Rule 6.

GENERAL	FILING DEADLINES	NOTICE OF RULE-MAKING PROCEEDINGS	NOTICE OF TEXT
	<p><b>ISSUE DATE:</b> The Register is published on the first and fifteenth of each month if the first or fifteenth of the month is not a Saturday, Sunday, or State holiday for employees mandated by the State Personnel Commission. If the first or fifteenth of any month is a Saturday, Sunday, or a holiday for State employees, the North Carolina Register issue for that day will be published on the day of that month closest to (either before or after) the first or fifteenth respectively that is not a Saturday, Sunday, or holiday for State employees.</p> <p><b>LAST DAY FOR FILING:</b> The last day for filing for any issue is 15 days before the issue date excluding Saturdays, Sundays, and holidays for State employees.</p> <p><b>COMPUTING TIME:</b> In computing time in the schedule, the day of publication of the North Carolina Register is not included. The last day of the period so computed is included, unless it is a Saturday, Sunday, or State holiday, in which event the period runs until the preceding day which is not a Saturday, Sunday, or State holiday.</p>	<p><b>END OF COMMENT PERIOD TO A NOTICE OF RULE-MAKING PROCEEDINGS:</b> This date is 60 days from the issue date. An agency shall accept comments on the notice of rule-making proceeding until the text of the proposed rules is published, and the text of the proposed rule shall not be published until at least 60 days after the notice of rule-making proceedings was published.</p> <p><b>EARLIEST REGISTER ISSUE FOR PUBLICATION OF TEXT:</b> The date of the next issue following the end of the comment period.</p>	<p><b>EARLIEST DATE FOR PUBLIC HEARING:</b> The hearing date shall be at least 15 days after the date a notice of the hearing is published.</p> <p><b>END OF REQUIRED COMMENT PERIOD</b></p> <ul style="list-style-type: none"><li>(1) RULE WITH NON-SUBSTANTIAL ECONOMIC IMPACT: An agency shall accept comments on the text of a proposed rule for at least 30 days after the text is published or until the date of any public hearings held on the proposed rule, whichever is longer.</li><li>(2) RULE WITH SUBSTANTIAL ECONOMIC IMPACT: An agency shall accept comments on the text of a proposed rule published in the Register and that has a substantial economic impact requiring a fiscal note under G.S. 150B-21.4(b1) for at least 60 days after publication or until the date of any public hearing held on the rule, whichever is longer.</li></ul> <p><b>DEADLINE TO SUBMIT TO THE RULES REVIEW COMMISSION:</b> The Commission shall review a rule submitted to it on or before the twentieth of a month by the last day of the next month.</p> <p><b>FIRST LEGISLATIVE DAY OF THE NEXT REGULAR SESSION OF THE GENERAL ASSEMBLY:</b> This date is the first legislative day of the next regular session of the General Assembly following approval of the rule by the Rules Review Commission. See G.S. 150B-21.3, Effective date of rules.</p>

**EXECUTIVE ORDER NO. 137  
AMENDING EXECUTIVE ORDER NO. 84  
NORTH CAROLINA HOME FURNISHINGS EXPORT COUNCIL**

By the authority vested in me as Governor by the laws and Constitution of the State of North Carolina, IT IS ORDERED:

**Section 1. Amendment of Executive Order No. 84**

Executive Order No. 84 which established the North Carolina Home Furnishings Export Council is amended as follows:

- a. The Council's name is changed to "North Carolina Furnishings Export Council."
- b. The Council's duties are expanded to include advising the Division of International Trade on, and addressing ways to increase the level of exportation of, contract/commercial furnishings and accessories for all the North Carolina furnishings sector.

**Section 2. Effective Date and Extension**

This executive order is effective immediately and shall serve to extend Executive Order No. 84, as amended, to December 31, 1999.

**Section 3. Effect on Executive Order No. 84**

Except as amended herein, all provisions of Executive Order No. 84 shall remain in full force and effect.

Done in Raleigh, North Carolina, this the 11<sup>th</sup> day of August, 1998.

*This Section contains public notices that are required to be published in the Register or have been approved by the Codifier of Rules for publication.*

**ABBREVIATED NOTICE OF TEMPORARY RULE-MAKING**

**DIVISION OF FACILITY SERVICES**

**NORTH CAROLINA  
STATE HEALTH COORDINATING COUNCIL MEETING**

This is an Abbreviated Notice to inform interested persons that the Division of Facility Services plans to adopt temporary rules to incorporate need determinations and policies from the 1999 State Medical Facilities Plan ("SMFP") once it is approved by the Governor. Prior to his review and approval of the Plan, the Governor will receive recommendations from the State Health Coordinating Council ("SHCC"). The SHCC will review petitions and public comments on the Draft 1999 SMFP and finalize its recommendations at its next scheduled meeting on Wednesday, September 23, 1998, 10:00 AM - 12:00 Noon, Jane S. McKimmon Center at the corner of Gorman Street and Western Boulevard, Raleigh, North Carolina.

The agenda will include recommendations from standing committees (Acute Care, Long-Term Care, and Mental Health) for revisions in the Draft 1999 State Medical Facilities Plan, and a final Council vote on recommendations to the Governor for the 1999 Plan. After approval by the Governor, the Plan will be published and become effective January 1, 1999. For additional information contact the Medical Facilities Planning Section at 919-733-4130.

Persons with disabilities who need assistance to participate in the meeting are requested to notify the Medical Facilities Planning Section in advance so that reasonable accommodations can be arranged. Persons who use a TDD may contact the Planning Section via 'RELAY' at 1-800-735-8262.

Any questions should be directed to Jackie Sheppard, APA Coordinator, DHHS, Division of Facility Services, P.O. Box 29530, Raleigh, NC 27626.

**SUMMARY OF NOTICE OF  
INTENT TO REDEVELOP A BROWNFIELDS PROPERTY**

**CAPITOL WAY, INC. AND HEDGEHOG HOLDINGS, LLC**

Pursuant to N.C.G.S. § 130A-310.34, Capitol Way, Inc. and Hedgehog Holdings, LLC have filed with the North Carolina Department of Environment and Natural Resources ("DENR") a Notice of Intent to Redevelop a Brownfields Property in Raleigh, North Carolina. The Property consists of two parcels commonly known as 100 Haynes Street and 1121 Haynes Street, and an unnumbered parcel immediately south of 1121 Haynes Street. Groundwater and soil contamination have been discovered on a portion of the Property. Capitol Way, Inc. and Hedgehog Holdings, LLC intend to develop the Property for mixed residential, office, retail, and small business commercial use. Written public comments may be submitted to DENR within 60 days of the date of this Notice. Written requests for a public meeting may be submitted to DENR within 30 days of the date of this Notice. All such comments and requests and /or requests to view the full Notice of Intent should be addressed as follows:

Mr. Bruce Nicholson  
Head, Special Remediation Branch  
Superfund Section  
Division of Waste Management  
NC Department of Environment and Natural Resources  
401 Oberlin Road, Suite 150  
Raleigh, North Carolina 27605

*A Notice of Rule-making Proceedings is a statement of subject matter of the agency's proposed rule making. The agency must publish a notice of the subject matter for public comment at least 60 days prior to publishing the proposed text of a rule. Publication of a temporary rule serves as a Notice of Rule-making Proceedings and can be found in the Register under the section heading of Temporary Rules. A Rule-making Agenda published by an agency serves as Rule-making Proceedings and can be found in the Register under the section heading of Rule-making Agendas. Statutory reference: G.S. 150B-21.2.*

**TITLE 21 - OCCUPATIONAL LICENSING BOARDS**

**CHAPTER 32 - BOARD OF MEDICAL EXAMINERS**

*N*otice of Rule-making Proceedings is hereby given by the NC Medical Board in accordance with G.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of this notice of rule-making proceedings and any comments received on this notice.

**Citation to Existing Rules Affected by this Rule-Making:** 21 NCAC 32

**Authority for the rule-making:** G.S. 90-14(15)

**Statement of the Subject Matter:** A statement of the NC Medical Board's requirement for continuing medical education for licensed physicians.

**Reason for Proposed Action:** The NC Medical Board was authorized to write rules for continuing medical education for physicians which will not exceed 150 hours every three years.

**Comment Procedures:** Comment may be made at a public hearing which will be scheduled or by writing Helen Meehlheim, NC Medical Board, PO Box 20007, Raleigh, NC 27619.

*This Section contains the text of proposed rules. At least 60 days prior to the publication of text, the agency published a Notice of Rule-making Proceedings. The agency must accept comments on the proposed rule for at least 30 days from the publication date, or until the public hearing, or a later date if specified in the notice by the agency. The required comment period is 60 days for a rule that has a substantial economic impact of at least five million dollars (\$5,000,000). Statutory reference: G.S. 150B-21.2.*

## **TITLE 10 - DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**N**otice is hereby given in accordance with G.S. 150B-21.2 that the NC Child Care Commission intends to adopt rules cited as 10 NCAC 3U .0305, .2801-.2812 and to amend rules cited as 10 NCAC 3U 0102, .1601-.1602, .1606, .1612, .1701. Notice of Rule-making Proceedings was published in the Register on May 1, 1998.

**Proposed Effective Date:** April 1, 1999

**A Public Hearing** will be conducted at 4:00 p.m. to 7:00 p.m. on September 30, 1998 at Wake Technical Community College, 9101 Fayetteville Road, Raleigh, NC.

**Reason for Proposed Action:** The N.C. General Assembly enacted S.L. 97-0506 during the 1997 Legislative Session which revised G.S. 110, the law for child care centers and family child care homes. The law states that the Department of Health and Human Services shall issue a rated license to child care facilities based on program standards, education levels of staff, and compliance history of the child care facility. The North Carolina Child Care Commission proposes these rules to establish the standards for rated licenses for child care facilities.

**Comment Procedures:** Written comments for consideration by the Commission may be submitted to the APA Coordinator for the Division of Child Development, PO Box 29553, Raleigh, NC 27626-0553. Oral comments may be made during the public hearing. Time limits for oral remarks may be imposed by the Commission Chairperson. Copies of the rules may be requested by contacting the APA Coordinator, Division of Child Development, PO Box 29553, Raleigh, NC 27626-0553.

**Fiscal Note:** These Rules, 10 NCAC 3U .2801-.2812, affect the expenditure or revenues of State government funds.

**Fiscal Note:** These Rules, 10 NCAC 3U .0102, .0305, .1601-.1602, .1606, .1612, .1701 do not affect the expenditures or revenues of state or local government funds and these Rules do not have a substantial economic impact of at least five million dollars (\$5,000,000) in a 12-month period.

## **CHAPTER 3 - FACILITY SERVICES**

### **SUBCHAPTER 3U - CHILD DAY CARE STANDARDS**

#### **SECTION .0100 - PURPOSE AND DEFINITIONS**

##### **.0102 DEFINITIONS**

The terms and phrases used in this Subchapter shall be defined as follows except when the content of the rule clearly requires a different meaning. The definitions prescribed in G.S. 110-86 also apply to these Rules.

- (1) "Agency" means Division of Child Development, Department of Health and Human Services located at 319 Chapanoke Road, Suite 120, Raleigh, North Carolina 27603.
- (2) "Appellant" means the person or persons who request a contested case hearing.
- (3) "A" license means the license issued to child care operators who meet the minimum requirements for the legal operation of a child care facility pursuant to G.S. 110-91 and applicable rules in this Subchapter.
- (4) "AA" license means the license issued to child care operators who meet the higher voluntary standards promulgated by the Child Care Commission as codified in Section .1600 of this Subchapter.
- (5) "Child Care Program" means a single center or home, or a group of centers or homes or both, which are operated by one owner or supervised by a common entity.
- (6) "Child care administrator" means the person responsible for ensuring that all applicable child care requirements are met, in addition to the duties in G.S. 110-86.
- (7) "Child care provider" as defined by G.S. 110-90.2 and used in Section .2700 of this Subchapter, includes but is not limited to the following employees: facility directors, administrative staff, teachers, teachers' aides, cooks, maintenance personnel and drivers.
- (8) "Child Development Associate Credential" means the national early childhood credential administered by the Council for Early Childhood Professional Recognition.
- (9) "Department" means the Department of Health and Human Services.
- (10) "Developmentally appropriate" means suitable to the chronological age range and developmental characteristics of a specific group of children.
- (11) "Division" means the Division of Child Development within the Department of Health and Human Services.
- (12) "Drop-in care" means a child care arrangement where children attend on an intermittent, unscheduled basis.
- (13) "Early Childhood Environment Rating Scale - Revised edition" is the instrument used to evaluate the quality of programs serving children two and a half years old through five years old in a child care center for a three- through five-star rated license. A copy of

- this instrument is on file at the Division at the address given in Item (1) of this Rule and will be available for public inspection during regular business hours.
- (14) "Family Day Care Rating Scale" is the instrument used to evaluate the quality of family child care programs for a three- through five-star license. A copy of this instrument is on file at the Division at the address given in Item (1) of this Rule and will be available for public inspection during regular business hours.
- (13)(15) "Group" means the children assigned to a specific caregiver, or caregivers, to meet the staff child ratios set forth in G.S. 110-91(7) and this Subchapter, using space which is identifiable for each group.
- (16) "Infant Toddler Environment Rating Scale" is the instrument used to evaluate the quality of programs serving children younger than 30 months old in a child care center for a three- through five-star rated license. A copy of this instrument is on file at the Division at the address given in Item (1) of this Rule and will be available for public inspection during regular business hours.
- (14)(17) "Licensee" means the person or entity that is granted permission by the State of North Carolina to operate a child care facility.
- (15)(18) "North Carolina Early Childhood Credential" means the state early childhood credential that is based on completion of coursework and standards found in the North Carolina Early Childhood Instructor Manual published jointly under the authority of the Department and the Department of Community Colleges. These standards are incorporated by reference and include subsequent amendments. A copy of the North Carolina Early Childhood Credential requirements is on file at the Division at the address given in Item (1) of this Rule and will be available for public inspection during regular business hours.
- (16)(19) "Operator" means the person or entity held legally responsible for the child care business. The terms "operator", "sponsor" or "licensee" may be used interchangeably.
- (17)(20) "Part-time care" means a child care arrangement where children attend on a regular schedule but less than a full-time basis.
- (18)(21) "Passageway" means a hall or corridor.
- (19)(22) "Preschooler" or "preschool-aged child" means any child who does not fit the definition of school-aged child in this Rule.
- (20)(23) "School-aged child" means any child who is at least five years old on or before October 16 of the current school year and who is attending, or has attended, a public or private grade school or kindergarten; or any child who is not at least five years old on or before October 16 of that school year, but has been attending school during that school year in another state in accordance with the laws or rules of that state before moving to and becoming a resident of North Carolina;

or any child who is at least five years old on or before April 16 of the current school year, is determined by the principal of the school to be gifted and mature enough to justify admission to the school, and is enrolled no later than the end of the first month of the school year.

- (21)(24) "Seasonal Program" means a recreational program as set forth in G. S. 110-86(2)(b).
- (22)(25) "Section" means Division of Child Development.
- (23)(26) "Substitute" means any person who temporarily assumes the duties of a regular staff person for a time period not to exceed two consecutive months.
- (24)(27) "Temporary care" means any child care arrangement which provides either drop-in care or care on a seasonal or other part-time basis and is required to be regulated pursuant to G.S. 110-86.
- (25)(28) "Volunteer" means a person who works in a child care facility and is not monetarily compensated by the facility.

*Authority G.S. 110-88; 143B-168.3.*

## **SECTION .0300 - PROCEDURES FOR OBTAINING A LICENSE**

### **.0305 REQUIREMENTS FOR A ONE-STAR RATED LICENSE FOR A CHILD CARE CENTER**

(a) The requirements for program standards and education levels of staff for a one-star rated license are the minimum standards for a license contained in this Subchapter and G.S. 110-91.

(b) To meet the requirement for compliance history for a one-star rated license, a program shall have a compliance history of 60% or higher as assessed by the Division.

(c) The Division shall assess the compliance history of a center by evaluating the violations of requirements that have occurred over the previous three years or during the length of time the center began operating, whichever is less.

(d) A one-star rated license shall be issued to a child care center that complies with the requirements described in this Rule.

(e) An "A" or "AA" license remains valid until action is taken to change to a license with a star rating, or until an administrative action in Section .2000 of this Subchapter is taken that changes the license.

*Authority G.S. 110-90; 110-91; 143B-168.3.*

## **SECTION .1600 - VOLUNTARY ENHANCED PROGRAM STANDARDS FOR AA AND TWO- THROUGH FIVE-STAR CHILD CARE CENTERS**

### **.1601 ADMINISTRATIVE POLICIES REQUIRED**

Each AA center shall have administrative policies and practices which provide for responsible selection and training of staff, on-going communication with and opportunities for participation by parents, sound operational and fiscal management, and objective evaluation of the program.

management and staff in accordance with the rules of this Section.

Authority G.S. 110-88(7); 143B-168.3.

**.1602 OPERATIONAL AND PERSONNEL POLICIES**

(a) Each center shall have written policies which describe the operation of the center and the services which are available to parents and their children. The operational policies shall include at least the following information:

- (1) the days and hours the center operates;
  - (2) age range of children served;
  - (3) admission requirements and enrollment procedures;
  - (4) parent fees and payment plan;
  - (5) information about services provided by the center, i.e. number of meals served, before/after school care, transportation;
  - (6) items, if any, to be provided by parents;
  - (7) a schedule of daily, weekly, and monthly cleaning duties;
  - (8) written procedures for reporting suspected child abuse and neglect;
  - (9) the center's discipline policy for behavior management; and
  - (10) a description of opportunities for parent participation.
- (b) Operational policies shall be discussed with parents at the time they inquire about enrolling their child in the day care center. A copy of the policies shall be given to the parents when their child is enrolled and they shall be notified in writing of all changes.

(c) Copies of operational policies and any subsequent changes to those policies shall be distributed to the staff.

(d) Each center in which more than two staff are required to meet the AA voluntary enhanced standards for staff/child ratios

shall have written personnel policy which includes at least the following information:

- (1) job descriptions for each position;
  - (2) minimum qualifications for each position including reference checks;
  - (3) health and medical requirements;
  - (4) requirements and provisions for inservice training;
  - (5) provisions for leave time and other absence;
  - (6) procedures for on-going supervision and regular evaluation of work performance; and
  - (7) resignation and termination procedures.
- (e) Personnel policies shall be discussed with each employee at the time of employment and a copy of the policies shall be available to all staff. Staff shall be notified in writing of any changes in personnel policies.
- (f) In addition to all records required in Rule .0302(d) of this Subchapter, each employee's personnel file shall contain an annual staff evaluation and staff development plan.
- (g) All personnel files of employees hired after March 1, 1999 shall also contain:
- (1) a signed and dated statement verifying that the employee received a copy of his/her job description(s) and has reviewed the personnel and operational policies; and
  - (2) documentation that information concerning the voluntary enhanced standards was included during the employee's orientation.

Authority G.S. 110-88(7); 143B-168.3.

**.1606 STAFF/CHILD RATIOS**

(a) The center shall comply with the staff-child ratios and group sizes set in this Rule.

AGE	STAFF	NO. OF CHILDREN	GROUP SIZE	STAFF
Birth to 12 Months	1	5	10	2
1 to 2 Years	1	6	12	2
2 to 3 Years	1	9	18	2
3 to 4 Years	1	10	20	2
4 to 5 Years	1	13	25	2
5 to 6 Years	1	15	25	2
6 Years and Older	1	20	25	2

(b) In any multi-age group situation, the staff/child ratio for the youngest child in the group shall be maintained for the entire group.

(c) The provisions of Paragraphs (e) through (h) of Rule .0713 shall apply to AA centers.

(d) All provisions of Rule .0713 of this Subchapter, excluding Paragraph (a), shall apply.

Authority G.S. 110-88(7); 143B-168.3.

**.1612 CAREGIVING ACTIVITIES FOR PRESCHOOL-AGED CHILDREN**

(a) Each center which provides care at the AA level shall

comply with the requirements in Rule .0506 for written schedule, in Rule .0508 for written activity schedules and plans, and in Rule .0509 for general activity requirements.

(b) Each AA center providing care to preschool-age children aged two years old or older shall comply with the requirements for activity areas for preschool-age children in Rule .0510 except that all five of the activity areas listed in Paragraph (e) of Rule .0510 G.S. 110-91(12) shall be available each day and the activities listed in Paragraph (e) (f) of Rule .0510 shall be offered for each group of children at least once per week.

(c) The requirements for activities for infants and toddlers set forth in Rule .0511 shall apply for to all AA centers providing care to children under two years of age.

Authority G.S. 110-88(7); 143B-168.3.

## **SECTION .1700 - DAY CARE HOME STANDARDS**

### **.1701 GENERAL PROVISIONS RELATED TO LICENSURE OF HOMES**

(a) All family child care homes shall comply with the standards for licensure set forth in this Section. A one-star rated license shall be issued to a family child care home operator who complies with the minimum standards for a license contained in this Section and G.S. 110-91.

(b) At the beginning of each fiscal year, the Division shall prepare a written plan explaining the guidelines for making randomly-selected announced and unannounced compliance visits to family child care homes. The plan shall be dated and signed by the Division director and shall be kept in a confidential file.

(c) The children of an emergency caregiver shall not be counted in the licensed capacity for the first day of the emergency caregiver's service.

(d) The provisions of G.S. 110-91(8) which exclude persons with certain criminal records or personal habits or behavior which may be harmful to children from operating or being employed in a family child care home are hereby incorporated by reference and shall also apply to any person on the premises with the operator's permission when the children are present. This exclusion shall not apply to parents or other persons who enter the home only for the purpose of performing parental responsibilities; nor does it include persons who enter the home for brief periods for the purpose of conducting business with the operator and who are not left alone with the children.

(e) The parent, guardian, or full-time custodian of a child enrolled in any family child care home subject to regulation under Article 7 of Chapter 110 of the North Carolina General Statutes or these Rules shall be allowed unlimited access to the home during its operating hours for the purposes of contacting the child or evaluating the home and the care provided by the operator. The parent, guardian or custodian shall notify the operator of his or her presence immediately upon entering the premises.

(f) An operator licensed to care for children overnight may sleep during the nighttime hours when all the children are asleep provided:

- (1) the operator and the children in care, excluding the operator's own children, are on ground level; and
- (2) the operator can hear and respond quickly to the children if needed; and
- (3) a battery operated smoke detector or an electrically operated (with a battery backup) smoke detector is located in each room where children are sleeping.

Authority G.S. 110-85; 110-86(3); 110-88(1); 110-91; 110-99; 110-105; 143B-168.3.

## **SECTION .2800 - VOLUNTARY RATED LICENSES**

### **.2801 SCOPE**

(a) This Section shall apply to all child care facilities that

have achieved a voluntary rated license of two stars or higher or that apply to be assessed for a voluntary rated license of two stars or higher.

(b) A child care facility is eligible for a voluntary rated license of two through five stars.

(c) No requirement in any component of a two-star or higher rating shall be less than the requirements for a one-star rating described in G.S. 110-91 and this Subchapter. The requirements for a voluntary rated license of two stars or higher are in addition to the minimum standards found in G.S. 110-91 and this Subchapter.

(d) An "A" or "AA" license remains valid until action is taken to change to a license with a star rating, or until an administrative action in Section .2000 of this Subchapter is taken that changes the license.

Authority G.S. 110-88(7); 110-90(4); 143B-168.3.

### **.2802 APPLICATION FOR A VOLUNTARY RATED LICENSE**

(a) After a licensed child care center or home has been in operation for a minimum of six consecutive months, the procedures in this Rule shall apply to request an initial two-through five-star rated license or to request that a rating be changed to a two-through five-star rated license.

(b) The operator shall submit a completed application to the Division for a voluntary rated license on the approved form provided by the Division.

(c) The requirements for all three components of a star rating (program standards, education standards, and compliance history) shall be met before a rated license shall be issued.

(d) A Division representative shall assess the facility requesting a voluntary rated license to determine if all applicable requirements have been met for the requested star rating. The assessment may include a review of Division records and site visits.

(e) The Division shall complete an initial Infant/Toddler Environment Rating Scale, Early Childhood Environment Rating Scale - Revised edition, or Family Day Care Rating Scale assessment free of charge to operators requesting an initial three-through five-star rating.

(f) The Division shall assess the compliance history of a facility by evaluating the violations of regulations that have occurred over the previous three years or during the length of time since the facility began operating, whichever is less.

(g) Upon completion of the Division's assessment:

(1) If the assessment indicates all the applicable requirements for the requested rating have been met, the Division shall issue the rating.

(2) If the assessment indicates all the applicable requirements for the requested rating are not met, the Division shall notify the operator of the requirements that were not met and the requested voluntary rating shall not be issued. If the operator meets the requirements of a higher or lower voluntary rating than what was requested, the Division may issue the voluntary rating for which the operator is eligible.

(h) When the Division does not issue the rating requested by

the operator, the operator may:

- (1) Accept the rating for which the Division has found the operator to be eligible;
- (2) Withdraw the request and reapply when the identified requirements for the requested rating have been met; or
- (3) Appeal the denial of the requested rating as provided in G.S. 150B-23.

Authority G.S. 110-88(7); 110-90(4); 143B-168.3.

**.2803 REQUIREMENTS FOR A TWO-STAR RATED LICENSE FOR CHILD CARE CENTERS**

(a) To achieve the program standards for a two-star rating, the center shall meet all requirements for voluntary enhanced program standards in Section .1600 of this Subchapter, except that either the space requirements in Rule .1604 of this Subchapter or the staff/child ratio requirements in Rule .1606 of this Subchapter shall be met.

(b) To achieve the education standards for a two-star rating, child caring staff in the center shall meet the following requirements.

- (1) The on-site administrator shall have:
  - (A) A Level 1 North Carolina Early Childhood Administration Credential or its equivalent; and
  - (B) Two years of full-time verifiable early childhood work experience.
- (2) All lead teachers shall have the North Carolina Early Childhood Credential or its equivalent, and 75% of the lead teachers shall have one year of full-time verifiable early childhood work experience or have completed or be enrolled in three semester hours in early childhood education or child development (not including North Carolina Early Childhood Credential coursework).
- (3) 50% of the teachers counted in staff/child ratios shall have two semester hours in early childhood education or child development.

(c) To achieve the compliance history standards for a two-star rating, a center shall have a compliance history rating of 70% or higher as assessed by the Division. The Division shall assess the compliance history by evaluating the violations of regulations that have occurred over the previous three years or during the length of time since the center began operating, whichever is less.

Authority G.S. 110-88(7); 110-90(4); 143B-168.3.

**.2804 REQUIREMENTS FOR A THREE-STAR RATED LICENSE FOR CHILD CARE CENTERS**

(a) To achieve the program standards for a three-star rating, the center shall:

- (1) Meet all requirements for voluntary enhanced program standards in Section .1600 of this Subchapter; and
- (2) Have an average score of 4.0 on the Infant/Toddler

Environment Rating Scale or the Early Childhood Environment Rating Scale - Revised edition in each classroom evaluated.

(b) To achieve the education standards for a three-star rating, child caring staff in the center shall meet the following requirements.

- (1) The on-site administrator shall have:
  - (A) A Level 1 North Carolina Early Childhood Administration Credential or its equivalent; and
  - (B) Six semester hours in early childhood education or child development (not including North Carolina Early Childhood Administration Credential coursework); and
  - (C) Two years of full-time verifiable early childhood work experience.
- (2) All lead teachers shall have the North Carolina Early Childhood Credential or its equivalent, and 75% of the lead teachers shall have:
  - (A) Three semester hours in early childhood education or child development (not including North Carolina Early Childhood Credential coursework); and
  - (B) Two years of full-time verifiable early childhood work experience.
- (3) 50% of the teachers counted in staff/child ratios shall have the North Carolina Early Childhood Credential or its equivalent, or four semester hours in early childhood education or child development.
- (c) To achieve the compliance history standards for a three-star rating, a center shall have a compliance history rating of 75% or higher as assessed by the Division. The Division shall assess the compliance history by evaluating the violations of regulations that have occurred over the previous three years or during the length of time since the center began operating, whichever is less.

Authority G.S. 110-88(7); 110-90(4); 143B-168.3.

**.2805 REQUIREMENTS FOR A FOUR-STAR RATED LICENSE FOR CHILD CARE CENTERS**

(a) To achieve the program standards for a four-star rating, the center shall:

- (1) Meet all the requirements for voluntary enhanced program standards in Section .1600 of this Subchapter; and
- (2) Have an average score of 4.5 on the Infant/Toddler Environment Rating Scale or the Early Childhood Environment Rating Scale - Revised edition in each classroom evaluated.

(b) To achieve the education standards for a four-star rating, child caring staff in the center shall meet the following requirements.

- (1) The on-site administrator shall have:
  - (A) A Level II North Carolina Early Childhood Administration Credential or its equivalent; and
  - (B) Six semester hours in early childhood

- education or child development (not including North Carolina Early Childhood Administration Credential coursework); and
- (C) Two years of full-time verifiable early childhood work experience.
- (2) All lead teachers shall have the North Carolina Early Childhood Credential or its equivalent, and 75% of the lead teachers shall have:
- (A) Nine semester hours in early childhood education or child development (not including North Carolina Early Childhood Credential coursework); and
- (B) Two years of full-time verifiable early childhood work experience.
- (3) 50% of the teachers counted in staff/child ratios shall have:
- (A) The North Carolina Early Childhood Credential or its equivalent, or four semester hours in early childhood education or child development; and
- (B) One year of full-time verifiable early childhood work experience.

Age of Children	No. Children
0 to 12 months	4
1 to 2 years	5
2 to 3 years	8
3 to 4 years	9
4 to 5 years	12
5 to 6 years	14
6 and older	19

(c) To achieve the compliance history standards for a four-star rating, a center shall have a compliance history rating of 75% or higher as assessed by the Division. The Division shall assess the compliance history by evaluating the violations of regulations that have occurred over the previous three years or during the length of time since the center began operating, whichever is less.

Authority G.S. 110-88(7); 110-90(4); 143B-168.3.

#### .2806 REQUIREMENTS FOR A FIVE-STAR RATED LICENSE FOR CHILD CARE CENTERS

(a) To achieve the program standards for a five-star rating, the center shall:

- (1) Meet all the requirements for voluntary enhanced program standards in Section .1600 of this Subchapter, except for staff/child ratio requirements in Rule .1606 of this Subchapter; and
- (2) Meet the staff/child ratios and group sizes set below; and

No. Staff	Group Size	Maximum No. Staff
1	8	2
1	10	2
1	16	2
1	18	2
1	24	2
1	25	2
1	25	2

(3) Have an average score of 5.0 on the Infant/Toddler Environment Rating Scale or the Early Childhood Environment Rating Scale - Revised edition in each classroom evaluated, with no single item with a score of less than 3.0.

(b) To achieve the education standards for a five-star rating, child caring staff in the center shall meet the following requirements.

- (1) The on-site administrator shall have:
- (A) A Level III North Carolina Early Childhood Administration Credential or its equivalent; and
- (B) Four years of full-time verifiable work experience in an early childhood center teaching young children, or four years of administrative experience, or four years of a combination of both.
- (2) For centers with a licensed capacity of 200 or more, there shall be a second on-site administrator who shall have a Level I North Carolina Early Childhood Administration Credential or its equivalent.
- (3) All lead teachers shall have the North Carolina Early Childhood Credential or its equivalent, and 75% of the lead teachers shall have:
- (A) At least an A.A.S. degree in early childhood

education or child development or an A.A.S. degree in any major with 12 semester hours in early childhood education or child development; and

(B) Two years of full-time verifiable early childhood work experience.

(4) 50% of the teachers counted in staff/child ratios shall have:

- (A) The North Carolina Early Childhood Credential or its equivalent; and
- (B) Four semester hours in early childhood education or child development (not including North Carolina Early Childhood Credential coursework); and
- (C) Two years of full-time verifiable early childhood experience.

(c) To achieve the compliance history standards for a five-star rating, a center shall have a compliance history rating of 75% or higher as assessed by the Division. The Division shall assess the compliance history by evaluating the violations of regulations that have occurred over the previous three years or during the length of time since the center began operating, whichever is less.

Authority G.S. 110-88(7); 110-90(4); 143B-168.3.

**.2807 REQUIREMENTS FOR A TWO-STAR RATED LICENSE FOR FAMILY CHILD CARE HOMES**

To achieve a two-star voluntary rating, the operator shall:

- (1) Have written operational policies and procedures that include information about nutrition practices, daily activities, parent involvement, health and safety practices, infection control/ill child exclusion/inclusion, and business practice; and
- (2) Have completed one of these options:
  - (a) The North Carolina Family Child Care Credential or its equivalent;
  - (b) At least four semester credit hours in early childhood education or child development;
  - (c) At least 10 years of full-time verifiable early childhood work experience and six additional clock hours of annual in-service training; and
- (3) Have no more than one substantiated complaint of violations of family child care home requirements and no substantiation of abuse or neglect by either the Division of Child Development or the local department of social services within the past year. The Division shall assess this by evaluating the number of substantiated complaints that have occurred over the previous year or during the length of time since the home began operating, whichever is less.

Authority G.S. 110-88(7); 110-90(4); 143B-168.3.

**.2808 REQUIREMENTS FOR A THREE-STAR RATED LICENSE FOR FAMILY CHILD CARE HOMES**

To achieve a three-star voluntary rating, the operator shall:

- (1) Have written operational policies and procedures that include information about nutrition practices, daily activities, parent involvement, health and safety practices, infection control/ill child exclusion/inclusion, and business practice; and
- (2) Have an average score of 5.0 or higher on the Family Day Care Rating Scale; or be accredited by a nationally recognized accrediting organization; and
- (3) Have completed one of these options:
  - (a) The North Carolina Family Child Care Credential or its equivalent, and three semester credit hours in early childhood education or child development (not including the North Carolina Family Child Care Credential coursework); and have one year of full-time verifiable early childhood work experience;
  - (b) At least six semester hours of early childhood education/child development coursework and have one year of full-time verifiable early childhood work experience;
  - (c) An A.A.S. or B.A. or B.S. degree in any major with at least six semester credit hours in early childhood education/child development coursework and have six months of full-time verifiable early childhood work experience;

- (d) An A.A.S. or B.A. in early childhood education/child development and have three months of full-time verifiable early childhood work experience; and
- (e) Have no more than one substantiated complaint of violations of family child care home requirements and no substantiations of abuse or neglect by either the Division of Child Development or the local department of social services within the last three years. The Division shall assess this by evaluating the number of substantiated complaints that have occurred over the previous three years or during the length of time since the home began operating, whichever is less.

Authority G.S. 110-88(7); 110-90(4); 143B-168.3.

**.2809 REQUIREMENTS FOR A FOUR-STAR RATED LICENSE FOR FAMILY CHILD CARE HOMES**

To achieve a four-star voluntary rating, the operator shall:

- (1) Have written operational policies and procedures that include information about nutrition practices, daily activities, parent involvement, health and safety practices, infection control/ill child exclusion/inclusion, and business practice; and
- (2) Have an average score of 5.5 or higher on the Family Day Care Rating Scale; or be accredited by a nationally recognized accrediting organization; and
- (3) Be a member of a national, state, or local professional organization; and
- (4) Have completed one of these options:
  - (a) The North Carolina Family Child Care Credential or its equivalent, and six semester credit hours in early childhood education or child development (not including the North Carolina Family Child Care Credential coursework); and have two years of full-time verifiable early childhood work experience;
  - (b) At least nine semester hours of early childhood education/child development coursework and have two years of full-time verifiable early childhood work experience;
  - (c) An A.A.S. or B.A. or B.S. degree in any major with at least nine semester credit hours in early childhood education/child development coursework and have 18 months of full-time verifiable early childhood work experience;
  - (d) An A.A.S. or B.A. in early childhood education/child development and have one year of full-time verifiable early childhood work experience; and
  - (5) Have no substantiated complaints of violations of family child care home requirements and no substantiations of abuse or neglect by either the Division of Child Development or the local department of social services within the last three years. The Division shall assess this by evaluating the

number of substantiated complaints that have occurred over the previous three years or during the length of time since the home began operating, whichever is less.

Authority G.S. 110-88(7); 110-90(4); 143B-168.3.

## **.2810 REQUIREMENTS FOR A FIVE-STAR RATED LICENSE FOR FAMILY CHILD CARE HOMES**

To achieve a five-star voluntary rating, the operator shall:

- (1) Have written operational policies and procedures that include information about nutrition practices, daily activities, parent involvement, health and safety practices, infection control/ill child exclusion/inclusion, and business practice; and
- (2) Have an average score of 6.0 or higher on the Family Day Care Rating Scale; or be accredited by a nationally recognized accrediting organization; and
- (3) Be a member of a national, state, or local professional organization; and
- (4) Of the five preschoolers allowed to be enrolled, no more than three children shall be under one year of age; and
- (5) Have completed one of these options:
  - (a) An A.A.S. or B.A. or B.S. degree in any major with at least 12 semester credit hours in early childhood education/child development coursework and have two years of full-time verifiable early childhood work experience;
  - (b) An A.A.S. or B.A. in early childhood education/child development and have 18 months of full-time verifiable early childhood work experience; and
- (6) Have none of the following:
  - (a) Substantiated complaints of violations of family child care home requirements within the last three years;
  - (b) Substantiations of abuse or neglect by either the Division of Child Development or the local department of social services within the last three years;
  - (c) Violations of overenrollment or lack of supervision in the past year, excluding emergency situations as determined by the Division.
- (7) The Division shall assess the items in Paragraph (f) of this Rule by evaluating the number of substantiated complaints and violations of overenrollment or supervision that have occurred over the previous three years or during the length of time since the home began operating, whichever is less.

Authority G.S. 110-88(7); 110-90(4); 143B-168.3.

## **.2811 MAINTAINING THE STAR RATING**

(a) A representative of the Division may make announced or unannounced visits to facilities to assess on-going compliance with the requirements of a star rating after it has been issued.

When the Division representative documents violations with the standards that determine a rating, the representative may take one or more of the following actions:

- (1) Advise the operator to submit written verification that the violation(s) have been corrected.
  - (2) Return to the facility for an unannounced visit at a later date to determine if compliance has been achieved.
  - (3) Recommend an Environmental Rating Scale assessment be conducted.
  - (4) Recommend a complete reassessment of requirements of the star rating issued to the facility.
  - (5) Recommend that the star rating be reduced.
  - (6) Recommend administrative action in accordance with Section 2000 of this Subchapter.
- (b) If changes occur at a facility which result in the operator not complying with the standards in this Section for the star rating issued, the operator shall correct the noncompliance within 30 days. If the operator does not correct the noncompliance within 30 days, the operator shall notify the Division. Based upon the information obtained, the Division may take any of the actions described in Paragraph (a) of this Rule.
- (c) A complete assessment of requirements for a voluntary rated license of two stars or higher shall be conducted at least once every three years. The Division shall complete one Infant/Toddler Environment Rating Scale, Early Childhood Environment Rating Scale - Revised edition, or Family Day Care Rating Scale assessment free of charge once every three years when reassessing the ratings of operators with three- through five-star ratings.

Authority G.S. 110-88(7); 110-90(4); 143B-168.3.

## **.2812 HOW AN OPERATOR MAY REQUEST OR APPEAL A CHANGE IN RATING**

- (a) An operator may request a change in the star rating by following the procedures in Rule .2802 of this Section.
- (b) The Division may wait to perform an assessment of the facility requesting an increased rating until it has been at least six months since the last rating change.
- (c) After an initial three- through five-star rating is issued, the Division shall perform one Infant/Toddler Environment Rating Scale, Early Childhood Environment Rating Scale - Revised edition, or Family Day Care Rating Scale assessment during each three year period thereafter at no cost to the operator. An operator may have extra Infant/Toddler Environment Rating Scale, Early Childhood Environment Rating Scale - Revised edition, or Family Day Care Rating Scale assessments performed at his or her own expense in addition to the free one performed by the Division. The additional Infant/Toddler Environment Rating Scale, Early Childhood Environment Rating Scale - Revised edition, or Family Day Care Rating Scale assessment may be purchased from the Division at an hourly rate or may be purchased from individuals approved by the Division to perform the rating scale assessments.
- (d) An operator may appeal the reduction of a star rating as provided in G.S. 150B-23.

Authority G.S. 110-88(7); 110-90(4); 143B-168.3.

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**N**otice is hereby given in accordance with G.S. 150B-21.2 that the DHHS/Division of Vocational Rehabilitation Services intends to adopt the rule cited as 10 NCAC 20C .0125 and amend the rule cited as 10 NCAC 20C .0206. Notice of Rule-making Proceedings was published in the Register on June 15, 1998.

**Proposed Effective Date:** April 1, 1999

A Public Hearing will be conducted at 6:00 p.m. on September 30, 1998 at the Division of Vocational Rehabilitation Services, Main Conference Room, 805 Ruggles Drive, Dorothea Dix Campus, Raleigh, NC.

**Reason for Proposed Action:**

10 NCAC 20C .0125 is being adopted to establish a formula for a schedule of rates and fees to be paid by purchasers of services as required by G.S. 143-545A. Heretofore there has not been a need for such a rule as the Division did not anticipate making services available on a purchase basis. However, there have been recent requests from other agencies to purchase services from the Division and there is the possibility that charges may be necessary for some of the services of the Assistive Technology Project as Federal grant funds are reduced.

10 NCAC 20C .0206 is being amended to indicate that the Division will allow individuals who need personal assistance services to achieve independent living or an employment outcome and who are determined financially eligible to contribute one-half of their excess net monthly family income toward the cost of the personal assistance services. This action has been requested by the Vocational Rehabilitation Advisory Council and the Statewide Independent Living Council and is intended to remove a disincentive to employment and independence.

**Comment Procedures:** Comments may be presented orally or in writing at the hearing. Oral statements may be limited at the discretion of the hearing officer. Written comments may be submitted until October 15, 1998 to Jackie Stalnaker, Division of Vocational Rehabilitation Services, PO Box 26053, Raleigh, NC 27611. To obtain additional information or indicate need for alternative communication format contact Ms. Stalnaker in writing or by phone (919) 733-3364 or (919) 733-5924 (TDD). In addition a fiscal note is available upon written request from the same address.

**Fiscal Note:** These Rules do affect the expenditures or revenues of State government funds. These Rules do not have a substantial economic impact of at least five million dollars (\$5,000,000) in a 12-month period.

**CHAPTER 20 - VOCATIONAL REHABILITATION**

**SUBCHAPTER 20C - PROGRAM RULES**

**SECTION .0100 - GENERAL POLICIES**

**.0125 RATES AND FEES FOR PURCHASERS OF SERVICES**

The Division shall establish fees it charges for any services by determining the amount necessary to recoup all direct and indirect costs associated with the respective service. Any fees assessed shall not be in conflict with the provisions regarding comparable benefits in 34 C.F.R. 361.44.

Authority G.S. 143-545A; 143-546A; 34 C.F.R. 361.44.

**SECTION .0200 - ELIGIBILITY**

**.0206 FINANCIAL NEEDS TEST**

(a) A client's financial need shall be determined by application of the General Assembly's financial eligibility scale for non-medicaid medical programs which sets the limit of net annual income for families of various sizes and by consideration of other available assets that could be used to pay for the cost of rehabilitation services. In applying the General Assembly's financial eligibility scale, the Division shall follow the provisions of this Rule to determine net monthly income and family size. The General Assembly's eligibility financial scale, found in S.L. 1987, c. 738, s. 90 and S.L. 1988, c. 1100, s. 39, is hereby adopted by reference under G.S. 150B-14(c).

(b) The time period to be used as the basis for computing net monthly family income is the month in which the individual applies for services prior to the planning of any service which is based on the individual's financial eligibility. Net monthly family income shall be recomputed at any time there is a change in the family's income.

(c) A client's family shall include the client and the following persons living in the same household as the client if the client is 18 years of age or older and is not being claimed as a dependent by the parents for tax purposes or if the client is less than 18 years of age and is married:

- (1) the client's spouse;
- (2) the client's children under 18 years of age;
- (3) other individuals related to the client by blood, marriage, or adoption if the other individuals have no income; and
- (4) the client's children of any age who are temporarily living away from the household while attending school if they are being claimed as dependents by the client for tax purposes.

(d) A client's family shall include the client and the following persons living in the same household as the client if the client is less than 18 years of age and is not married or if the client is 18 years of age or older and is being claimed as a dependent by the parents for tax purposes:

- (1) the client's parents, not including step-parents;
- (2) siblings or half-siblings of the client, but not step-siblings, if the siblings are unmarried and less than 18 years of age;
- (3) siblings or half-siblings of the client, but not step-

siblings, if the siblings are 18 years of age or older and have no income; and

- (4) other individuals related to the client by blood, marriage, or adoption if the other individuals have no income.

(e) If a client is 18 years of age or older and is temporarily living away from the permanent home while attending school and is being claimed as a dependent by the parents for tax purposes, the client's family shall be determined according to Paragraph (d) of this Rule.

(f) In Paragraphs (d)(2) and (3) of this Rule, siblings who are temporarily living away from the household while attending school may be considered as living in the same household if they are being claimed as dependents by their parents for tax purposes and the parents are in the same household as the client.

(g) Net monthly family income shall be computed by subtracting the deductions allowed in Paragraph (i) of this Rule from the gross monthly family income as computed according to Paragraph (h) of this Rule.

(h) Gross Monthly Family Income.

(1) Gross monthly family income shall mean the combined cash income received by the client's family from the following sources:

- (A) wages and salaries;
- (B) earnings from self-employment;
- (C) earnings from stocks, bonds, savings accounts, rentals, and all other investments;
- (D) Social Security benefits and Supplemental Security Income benefits;
- (E) public assistance benefits;
- (F) retirement and pension payments;
- (G) Veterans Administration benefits; and
- (H) all other sources of cash income.

(2) If the income received from any of the sources listed in Paragraph (h)(1) of this Rule is not received on a monthly basis, the monthly pro rata share of the most recent receipt of the income shall be included in the computation.

(3) Gross family income shall not include:

- (A) income that children may earn from babysitting, lawn mowing, or other miscellaneous tasks;
- (B) gifts;
- (C) inheritances; or
- (D) life insurance proceeds.

(i) Any of the following expenses which are paid by a member of the client's family shall be allowed as deductions in determining net monthly income:

- (1) state, federal, and Social Security taxes and any mandatory deductions for retirement contributions;
- (2) medical and dental payments not covered by a third-party payor;
- (3) health insurance premiums;
- (4) disability related expenses, not covered by a third-party payor, paid for the client or a member of the client's family except for expenses for those participants or clients who require personal assistance services in order to achieve independent living or an

employment outcome and for whom the Division is contributing or is considering contributing to the cost of the personal assistance services;

- (5) child care payments up to one hundred and ~~seventy-five~~ ~~sixty~~ dollars (\$160.00) (\$175.00) per child per month for any child in the family unit who is 14 years of age or younger and the parents or other responsible adults are not able to care for the child;
- (6) post-secondary training expenses for family members not to exceed the rate specified in Rule .0205 (b)(3)(D) (4) & (5) of this Section; and
- (7) legally mandated payments such as alimony, child support or Social Security paybacks.

(j) In addition to net monthly family income, other assets that are available to the client's family shall be considered in determining a client's financial need. Available assets shall mean cash or property which could be used to pay for the cost of rehabilitation services and shall include:

- (1) cash in checking or savings accounts which exceeds an amount three times the net monthly income allowed for the family size; and
- (2) real property considering the following provisions:
  - (A) Real property, other than the family homesite, shall be considered if the fair market value less encumbrances exceeds twenty-five thousand dollars (\$25,000).
  - (B) The equity shall be determined by subtracting the amount owed on mortgages or liens from the purchase price or the fair market value, whichever is less.
  - (C) The family homesite for the purposes of this Rule shall be defined as the family's principle place of residence and includes:
    - (i) the house and lot plus all buildings on the lot if the residence is in the city; or
    - (ii) the house and the land on which the house is located up to a maximum of one acre plus all buildings on the acre if the residence is in a rural area.
  - (D) Real property shall be regarded as an available asset to the extent that it can be converted to cash, either by sale or by use as collateral for a loan, in a timely manner to meet the cost of rehabilitation services.

(k) If the client's family has excess resources in either net monthly family income or available assets, the excess resources shall be applied to the cost of the client's rehabilitation. When the Division is contributing or is considering contributing to the cost of personal assistance services for an individual who has been determined financially eligible according to this Rule, the individual's financial contribution toward the cost of the personal assistance services shall be one-half the excess net monthly family income. The counselor shall determine the amounts to be paid and the method of payment. The unit manager shall approve the payment plan.

(l) If there are extenuating circumstances, such as inability to sell property, that prohibit the client's application of part or all of the excess resources toward the cost of rehabilitation, the

application of the excess resources toward rehabilitation may be waived for good cause shown upon written approval of the unit manager. Documentation of the particular circumstances shall be provided by the client and shall be maintained in the client's record.

*Authority G.S. 143-545A; 143-546A; 34 C.F.R. 361.47.*

\* \* \* \* \*

**N**otice is hereby given in accordance with G.S. 150B-21.2 that the Social Services Commission intends to amend rule cited as 10 NCAC 49B .0608. Notice of Rule-making Proceedings was published in the Register on April 15, 1998.

**Proposed Effective Date:** April 1, 1999

**A Public Hearing** will be conducted at 10:00 a.m. on October 14, 1998 at 943-2 Albemarle Building, 325 North Salisbury Street, Raleigh, NC 27603.

**Reason for Proposed Action:** Beginning October 1, 1997 any AFDC or Work First cash assistance benefits recouped by the county that was determined fraudulent, intentional violation or erroneous shall be used to improve and enhance program integrity; therefore, 49B .0608 needs to be temporarily amended to incorporate the disqualification process and the applicable sanctions when a recipient or former recipient has been found to have committed fraud or intentional program violation in order to receive cash benefits for which they were not eligible.

**Comment Procedures:** Anyone wishing to comment should contact Sharnese Ransome, APA Coordinator, Social Services Commission, NC Division of Social Services, 325 North Salisbury Street, Raleigh, NC 27603, phone (919) 733-3055.

**Fiscal Note:** This Rule does not affect the expenditures or revenues of state or local government funds. This Rule does not have a substantial economic impact of at least five million dollars (\$5,000,000) in a 12-month period.

## **CHAPTER 49 - AID TO FAMILIES WITH DEPENDENT CHILDREN (AFDC)**

### **SUBCHAPTER 49B - ELIGIBILITY DETERMINATION**

#### **SECTION .0600 - PAYMENT PROCEDURES**

##### **.0608 CLIENT FRAUD AND INTENTIONAL PROGRAM VIOLATIONS**

(a) County Responsibilities; Fraud Prevention.

(1) The county department of social services shall be responsible for the development of an operational program for fraud prevention, detection and investigation. Fraud program organizational requirements must be established based on the number

of (AFDC) (AFDC or Work First) recipients, the effectiveness of the fraud prevention program, the frequency of suspected fraud cases, and the resources available to the agency.

- (2) The county department must designate staff to be responsible for fraud activities.
  - (3) The county shall strive to obtain all Social Security numbers and correctly complete them on computer input forms.
  - (4) The recipient shall be notified no less frequently than at each eligibility review of his obligation to report within 10 days, all changes in income, resources, or other changes which may effect the amount of payment. Failure to do so within that time may constitute a willful withholding of such information, and permit the county department to recover the overpayment.
- (b) County Department Responsibilities; Detection and Investigation:
- (1) The county department shall investigate any information which indicates that a recipient may be receiving AFDC or Work First to which he the recipient is not entitled.
  - (2) In the investigation the staff designated for fraud shall:
    - (A) verify that all responsibilities have been fulfilled as set forth in the rules and regulations governing the AFDC or Work First program;
    - (B) determine whether further investigation should be undertaken to support the belief that fraud is suspected;
    - (C) evaluate the evidence to substantiate fraud and the intent to defraud;
    - (D) determine the amount of the erroneous payment.
  - (3) When there is reason to suspect fraud, the county director must ensure that the agency has explained to the client his responsibilities for reporting changes in his circumstances to the agency. The director shall determine whether the agency should investigate further and shall present the case and fraud summary to the county board of social services for action unless the board has delegated this responsibility to him.
  - (4) The fraud summary shall include:
    - (A) identifying information;
    - (B) a description of the fraudulent act;
    - (C) evidence to substantiate fraud and the intent to defraud;
    - (D) evidence to substantiate the amount of ineligible assistance received;
    - (E) information concerning the client's competency, educational background, ability to know right from wrong, any statement volunteered by the client in response to the accusation and any other information which may help explain the client's current situation.
- (c) County Board's Responsibilities.
- (1) The county board of social services, or its designee,

- shall be responsible for determining whether there is a basis for the belief that misrepresentation may have been committed by a person.
- (2) The county board, or its designee, shall determine if the person:
- (A) willfully and knowingly misstated, provided incorrect or misleading information in response to either oral or written questions; or
- (B) willfully and knowingly failed to report changes which might have affected the amount of payment; or
- (C) willfully and knowingly failed to report the receipt of benefits which he knew he was not entitled to receive.
- (3) There must be physical evidence to substantiate a determination that fraud was the reason for the overpayment.
- (4) If the board, or its designee, determines fraud is suspected, it shall instruct the agency to pursue one or more of the following actions:
- (A) administrative recoupment which is defined as:
- (i) involuntary reduction of the AFDC or Work First grant may be collected from all income and assets of the assistance unit. The assistance unit shall retain an amount not less than 90 percent of the assistance payment received by a family of similar composition with no other income; or
- (ii) a voluntary grant reduction. There is no limitation on the amount of the reduction;
- (iii) voluntary recipient refund. There is no limitation on the amount of the refund;
- (B) administrative disqualification:
- (i) Hearing
- (I) An administrative disqualification hearing will be initiated by the county department of social services when there is sufficient evidence to indicate that an individual has intentionally violated a program regulation in order to receive cash assistance for which the individual is not eligible. The hearing will be held and any administrative action initiated within 90 days of the date the individual is notified in writing that the hearing has been scheduled. No hearing will be held when the amount of the overpayment is less than one hundred dollars (\$100.00).
- (II) The county board of social services shall designate the county director or their impartial

county employee to act as the hearings officer. Duties are to: provide written notification of the hearing date, time, and location to the client at least 30 days in advance of the date of the hearing. Written notification of the hearing shall include the client's right to have legal representation, a witness or witnesses, or waive the hearing; conduct the hearing to collect all evidence and testimony; render a written decision to the client and DSS within 15 days as to whether an intentional program violation has occurred. Written notification that the hearing decision will be mailed by Certified Mail - Return Receipt Requested. The notice will inform the client of the right to further appeal to the state (or higher local authority) and the procedures for such appeal. When an intentional program violation is found, the notification will inform the client of the length of the sanction and that client remains a part of the Work First case and subject to all program requirements. When no intentional program violation is found, the notification will inform the client that the overpayment will be collected pursuant to 10 NCAC 49B .0606.

(ii) Sanctions:

(I) The county department of social services shall apply disqualification sanctions as follows: 12 months of ineligibility for the first offense; 24 months for the second offense; and permanently disqualified for the third offense.

(II) The sanction shall be applied by reducing the work first cash assistance payment by the disqualified person's share of the payment for the appropriate period of sanction. The disqualified person remains a part of the work first case and subject to all program requirements.

(III) Repayment:  
The county department of social

services will follow procedures pursuant to Part (c)(4)(A) of this Rule in the collection of overpayments.

- (C) (B)civil court action; or  
(D) (C)criminal court action.  
(d) Board Decision; Agency Follow-up:  
(1) If the board, or its designee, suspects fraud, the department's findings and actions shall be reported immediately to the assistance payments section. The county director shall keep the county board and assistance payments section informed on all cases referred for court and repayment action.  
(2) The county department of social services is responsible for supporting the local prosecutor by accomplishing necessary interviews in accordance with the prosecutor's requirements, recommending possible witnesses, providing necessary investigative reports, and taking other action deemed necessary by legal authorities.  
(3) Regardless of what action is taken by the board or the court, the county shall continue to work with the client and shall promptly notify the client of the action taken in his case.  
(4) The county shall maintain records on the number of cases referred for investigation, the number of suspected fraud referrals, action taken to recover the overpayment and amounts recovered.  
(e) In fraud cases, if a county fails to act promptly on indications of ineligibility, federal and state financial participation shall not be available.

*Authority G.S. 108A-25; 108A-39; 143B-153; S.L. 1997-443; 45 C.F.R. 233.20; 45 C.F.R. 235.110.*

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## **TITLE 15A - DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES**

**N**otice is hereby given in accordance with G.S. 150B-21.2 that the Coastal Resources Commission intends to amend rules cited as 15A NCAC 7O .0105 and .0202. Notice of Rule-making Proceedings was published in the Register on July 15, 1998.

**Proposed Effective Date:** April 1, 1999

**A Public Hearing** will be conducted at 4:00 p.m. on November 19, 1998 at Blockade Runner, 275 Waynick Blvd., Wrightsville Beach, NC 28480.

**Reason for Proposed Action:** The proposed rules will include new reserve components Bald Head Woods and Kitty Hawk Woods as part of the North Coastal Reserve and will include recognition of local hunting laws in addition to state hunting laws.

**Comment Procedures:** All persons interested in these matters

are invited to attend the public hearing. The Coastal Resources Commission will receive mailed written comments postmarked no later than November 19, 1998. Any person desiring to present lengthy comments are requested to submit a written statement for inclusion in the record of proceedings at the public hearing. Additional information concerning the hearing or the proposals may be obtained by contacting John Taggart, 7205 Wrightsville Avenue, Wilmington, NC 28403, (919) 256-3721, ext. 243.

**Fiscal Note:** 15A NCAC 7O .0105 does affect the expenditures or revenues of state government funds. 15A NCAC 7O .0202 does not affect the expenditures or revenues of state government funds. These Rules do not have a substantial economic impact of at least five million dollars (\$5,000,000) in a 12-month period.

## **CHAPTER 7 - COASTAL MANAGEMENT**

### **SUBCHAPTER 7O - NORTH CAROLINA COASTAL RESERVE**

#### **SECTION .0100 - GENERAL PROVISIONS**

##### **.0105 RESERVE COMPONENTS**

(a) The North Carolina Coastal Reserve includes the following components:

- (1) Zeke's Island;
- (2) Rachel Carson;
- (3) Currituck Banks;
- (4) Masonboro Island;
- (5) Permuda Island; and Island;
- (6) Buxton Woods; Woods;
- (7) Bald Head Woods; and
- (8) Kitty Hawk Woods.

The North Carolina National Estuarine Research Reserve includes components (1)-(4), (1)-(8).

(b) Detailed boundary maps for each component are maintained and available for inspection at the Division of Coastal Management, P.O. Box 27687, Raleigh, North Carolina 27611-7687.

*Authority G.S. 113-3; 113-8; 143B-10.*

#### **SECTION .0200 - MANAGEMENT: USE AND PROTECTION OF THE NORTH CAROLINA COASTAL RESERVE**

##### **.0202 RESERVE USE REQUIREMENTS**

The following use requirements shall apply to all of the components of the Reserve:

- (1) The essential natural character of the Reserve shall be maintained.
- (2) Traditional recreational uses within each component shall be allowed to continue as long as the activities do not disrupt the natural integrity of the Reserve or any research or educational projects. Incompatible

traditional uses shall include:

- (a) fishing, hunting, or trapping activities not allowed by state rules;
  - (b) target shooting;
  - (c) hydraulic clam dredging within Reserve boundaries;
  - (d) use of vehicles off designated corridors at components where vehicles are allowed for upland transportation according to the management plan; and
  - (e) production of noise disruptive to local wildlife and the aesthetic enjoyment of the Reserve as a natural area.
- (3) No user shall disturb a research project or research equipment in place at the Reserve.
- (4) Camping or any form of habitation, whether on the uplands, wetlands, or waters within Reserve boundaries, shall not be allowed without the written permission of the Division of Coastal Management.
- (5) Personal property not authorized by the management agency may not be placed within the boundaries of the Reserve for more than two consecutive days.
- (6) Users of the Reserve shall not disturb or remove any live animals, except those allowed by local or state hunting and fishing rules as they apply to the Reserve, or vegetation within the Reserve unless such action is part of a research or educational project approved by the management agency.
- (7) Persons wishing to engage in scientific research or collection of natural materials within the Reserve shall first secure written permission from the management agency.
- (8) No activity shall be allowed which might pollute any stream or body of water in the Reserve. Acts of pollution shall include:
  - (a) Deposition of solid materials not indigenous to the local coastal ecosystem; and
  - (b) Discharge of liquids other than uncontaminated estuarine water.
- (9) No other acts or uses which are detrimental to the maintenance of the property in its natural condition shall be allowed including, but not limited to, disturbances of the soil, mining, commercial or industrial uses, timber harvesting, ditching and draining, deposition of waste materials.

Authority G.S. 143B-10.

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## **TITLE 17 - DEPARTMENT OF REVENUE**

**N**otice is hereby given that the Department of Revenue intends to repeal rules cited as 17 NCAC 7B .5401 - .5406, .5408 - .5412, .5414 - .5424, .5428 - .5435, .5438, .5440, .5442 - .5444, .5447 - .5461, and .5463.

**Editor's Note:** G.S. 150B-1(d)(4) exempts the Department of Revenue from Part 2 Article 24 of Chapter 150 with respect to

the notice and hearing requirements. The Department will however publish the text of proposed rules in the North Carolina Register prior to the scheduled time of review by the Rules Review Commission.

**Proposed Effective Date:** April 1, 1999

**Instructions on How to Demand a Public Hearing** (must be requested in writing within 15 days of notice): A person may request a public hearing by sending a written request for a hearing to Mr. Tim Holmes, Sales and Use Tax Division, at P.O. Box 871, Raleigh, NC 27602, by October 5, 1998. Notice of any public hearing scheduled on these proposed repeals will be published in the Register.

**Reason for Proposed Action:** The Department of Revenue is repealing its rules on sales and use tax forms because these rules are unnecessary. The Department sends taxpayers the appropriate form to complete and lists of forms and their instructions are readily available from the Department.

**Comment Procedures:** Written comments may be submitted to Mr. Tim Holmes at the North Carolina Department of Revenue, Sales and Use Tax Division, P.O. Box 871, Raleigh, NC 27602. Comments received will be taken into consideration. If you have questions, you may call Mr. Holmes at 919-733-2151.

## **CHAPTER 7 - SALES AND USE TAX**

### **SUBCHAPTER 7B - STATE SALES AND USE TAX**

#### **SECTION .5400 - FORMS USED FOR SALES AND USE TAX PURPOSES**

##### **.5401 MONTHLY SALES AND USE TAX REPORT FORM: E-500**

The ~~Monthly Sales and Use Tax Report Form, E-500, is for use by registered taxpayers to report their sales and use tax liability on a monthly basis. A supply of forms is sent to monthly taxpayers when registration is effected and annually thereafter. The report is screened in green.~~

Authority G.S. 105-164.15; 105-164.16; 105-262.

##### **.5402 QUARTERLY SALES AND USE TAX REPORT FORM: E-500B**

The ~~Quarterly Sales and Use Tax Report Form, E-500B, is for use by registered taxpayers to report their sales and use tax liability on a quarterly basis. A form is sent to quarterly taxpayers when registration is effected and annually thereafter.~~

Authority G.S. 105-164.15; 105-164.16; 105-262.

##### **.5403 SALES AND USE TAX CHART: E-502: THREE PERCENT**

The sales and use tax chart, E-502, shows the amount of three percent sales or use tax to be collected on retail sales indicated.

The form is sent to taxpayers for use as a guide in determining the three percent tax to be charged on sales.

Authority G.S. 105-164.15; 105-262.

**.5404 SALES AND USE TAX CHART: E-502A:  
FOUR PERCENT**

The sales and use tax chart, E-502A, shows the amount of four percent sales or use tax to be collected on retail sales indicated. The form is sent to taxpayers for use as a guide in determining the four percent tax to be charged on sales.

Authority G.S. 105-164.15; 105-262.

**.5405 REG. APPLICATION: SALES/USE TAX  
AND/OR INC TAX WITHHOLDING  
FORM AS/RP1**

(a) Registration Application, Form AS/RP1, is a combined application for sales and use tax and income tax withholding.

(b) Under the sales and use tax registration, taxpayers may apply for:

- (1) a Merchants Certificate of Registration License - fee fifteen dollars (\$15.00);
- (2) an Annual Wholesale License - fee twenty-five dollars (\$25.00); and/or
- (3) a Users or Consumers Registration - no fee.

Authority G.S. 105-164.4; 105-164.5; 105-164.6; 105-164.29; 105-262.

**.5406 NOTICE OF PROPOSED TAX  
ASSESSMENT FORM: DOR 20**

The Notice of Proposed Tax Assessment Form, DOR 20, is used to notify taxpayers that an assessment of tax as indicated is proposed to be made against them. It is a three part form with one part going to the taxpayer and two parts remaining in the Division.

Authority G.S. 105-164.15; 105-262.

**.5408 APPLICATION FOR RENEWAL OF  
WHOLESALE LICENSE FORM: E-514**

The Application for Renewal of Wholesale License Form, E-514, is used to renew the annual wholesale license referred to in 17 NCAC 7B .5405. It is sent to registered wholesale merchants each June.

Authority G.S. 105-164.5; 105-164.29; 105-262.

**.5409 NOTICE OF DELINQUENT TAX  
REPORT FORM: E-515**

The Notice of Delinquent Tax Report Form, E-515, is used by the sales and use tax division to notify taxpayers that their sales and use tax report for the period indicated has not been received.

Authority G.S. 105-164.15; 105-262.

**.5410 EXTENSION OF TIME FOR FILING**

**SALES AND USE TAX REPORT**

**FORM: E-517**

The Extension of Time For Filing Sales and Use Tax Report Form, E-517, is sent to taxpayers to show that an extension of time for filing a monthly, semimonthly or quarterly sales and use tax report has been granted. The form, when applicable, is to accompany taxpayers' sales and use tax reports, Form E-500, E-500B, E-500C, E-500D, E-500E, E-500F, E-500G or E-500W, referred to in 17 NCAC 7B .5401, 17 NCAC 7B .5402, 17 NCAC 7B .5444, 17 NCAC 7B .5447, 17 NCAC 7B .5448, 17 NCAC 7B .5449, 17 NCAC 7B .5458 and 17 NCAC 7B .5462.

Authority G.S. 105-164.15; 105-164.19; 105-262.

**.5411 CERTIFICATE OF OVERPAYMENT  
FOR 90 DAYS FORM: E-525**

The Certificate of Overpayment for 90 Days Form, E-525, is sent to taxpayers to show credit for overpayment of tax. The form is to accompany the taxpayer's sales and use tax report on which the credit is claimed and it shall be used within 90 days from the date indicated.

Authority G.S. 105-64.15; 105-262.

**.5412 CERTIFICATE OF OVERPAYMENT  
FORM: E-525B**

The Certificate of Overpayment Form, E-525B, is sent to taxpayers to show credit for overpayment of tax. The form is to accompany the taxpayer's sales and use tax report on which the credit is claimed and there is no limitation of time as to its use.

Authority G.S. 105-164.15; 105-262.

**.5414 RECEIPT FOR SALES TAX PAID  
FORM: E-532**

The Receipt for Sales Tax Paid Form, E-532, is furnished to taxpayers who request a receipt for their payment of sales and use taxes.

Authority G.S. 105-164.15; 105-262.

**.5415 MERCHANTS CERTIFICATE OF  
REGISTRATION FORM: E-533**

The Merchants Certificate of Registration Form, E-533, is the continuing merchants certificate of registration that is issued upon receipt of the application therefor and payment of the applicable fee.

Authority G.S. 105-164.4; 105-164.6; 105-164.29; 105-262.

**.5416 SCHEDULE OF COUNTY SALES AND  
USE TAXES FORM: E-536**

The Schedule of County Sales and Use Taxes Form, E-536, is for use by taxpayers who remit county sales or use tax for more than one county to show a breakdown of the tax according to counties. The form, when applicable, is to accompany taxpayer's sales and use tax reports, Form E-500 or E-500B, referred to in 17 NCAC 7B .5401 and 17 NCAC 7B .5402.

Authority G.S. 105-164.15; 105-164.16; 105-262.

**.5417 CERTIFICATE OF AUTHORITY  
FORM: E-537**

The Certificate of Authority Form, E-537, is completed by the sales and use tax division and issued to taxpayers who have been authorized to purchase tangible personal property for use without payment of sales or use tax to vendors and to pay applicable tax directly to the Department of Revenue. The taxpayers furnish reproduced copies of the certificate to their vendors as the vendors' authority for not charging tax on sales to the certificate-holders.

Authority G.S. 105-164.15; 105-262.

**.5418 BOND FORM: E-537A**

The Bond Form, E-537A, is for use by taxpayers to execute a one thousand dollar (\$1,000) surety bond required in connection with the sales and use tax certificate of authority referred to in 17 NCAC 7B .5417.

Authority G.S. 105-164.15; 105-262.

**.5419 NUMERICAL AND ALPHABETICAL  
LIST OF COUNTIES IN N.C.  
FORM: E-540**

The Numerical and Alphabetical List of Counties in North Carolina Form, E-540, is sent to taxpayers who request a list of the counties within North Carolina.

Authority G.S. 105-164.15; 105-262.

**.5420 ANALYSIS OF TAX BY LEASED  
DEPARTMENT FORM: E-541**

The Analysis of Sales and Use Tax by Leased Departments Form, E-541, is for use by registered taxpayers who lease departments in their retail establishments to report and remit tax for such leased departments. The form, when applicable, is to accompany taxpayers' sales and use tax reports. Form E-500, E-500B, E-500C or E-500D, referred to in 17 NCAC 7B .5401, 17 NCAC 7B .5402, 17 NCAC 7B .5444 and 17 NCAC 7B .5449.

Authority G.S. 105-164.15; 105-164.16; 105-262.

**.5421 ANALYSIS OF STATE SALES AND USE  
TAX BY CITY FORM: E-543**

The Analysis of State Sales and Use Tax by City Form, E-543, is for use by registered taxpayers with places of business in more than one city to show a breakdown of the nontaxable sales and tax according to cities. The form, when applicable, is to accompany taxpayers' sales and use tax reports. Form E-500, E-500B, E-500C or E-500D, referred to in 17 NCAC 7B .5401, 17 NCAC 7B .5402, 17 NCAC 7B .5444 and 17 NCAC 7B .5449.

Authority G.S. 105-164.15; 105-164.16; 105-262.

**.5422 SALES REPORT FOR FAIR CONCESSIONS  
FORM: E-557**

The Sales Tax Report for Fair Concessions Form, E-557, is used by taxpayers who operate concessions at the state fair and county fairs to report their sales and use tax liability on their concession sales.

Authority G.S. 105-164.15; 105-262.

**.5423 LIST OF POST OFFICES IN TAXING  
COUNTIES FORM: E-562**

The List of Post Offices in Taxing Counties Form, E-562, is an alphabetical listing of post offices in counties which have levied a local sales and use tax. The form is furnished to taxpayers upon their request as a guide in their determining the application of local tax to their sales.

Authority G.S. 105-164.15; 105-262.

**.5424 NOTICE OF AMENDED ASSESSMENT  
FORM: E-567A**

The Notice of Amended Assessment Form, E-567A, is sent to taxpayers, when applicable, as notification that the proposed assessment against them has been amended.

Authority G.S. 105-164.15; 105-262.

**.5428 MANUFACTURERS CERTIFICATE  
FORM: E-575**

(a) Part I of the Manufacturers Certificate Form, E-575, is completed by manufacturers and furnished to their suppliers of mill machinery and parts and accessories therefor as notification to the suppliers that the items purchased will be used as mill machinery to which the one percent rate of tax, with a maximum tax of eighty dollars (\$80.00) per article, applies.

(b) Part II of the form referred to in Paragraph (a) of this Rule is completed by manufacturers and furnished to their suppliers of ingredients or components of products they manufacture as notification to the suppliers that the items purchased will enter into or become a part of their manufactured product.

Authority G.S. 105-164.15; 105-262.

**.5429 INTERSTATE CARRIER CLAIM FOR  
REFUND FORM: E-581**

The Interstate Carrier Claim For Refund Form, E-581, is to be used by interstate carriers to apply for refund of state and county tax paid on lubricants, repair parts and accessories for motor vehicles and airplanes as referred to in 17 NCAC 7B .4301.

Authority G.S. 105-164.14; 105-164.15; 105-262.

**.5430 CLAIM FOR REFUND OF TAXES FORM:  
CHURCHES: ETC.: E-585**

The Claim for Refund of State and County Sales and Use Taxes Form, E-585, is to be used by churches, orphanages, hospitals and educational institutions not operated for profit, and other charitable or religious institutions and organizations not

operated for profit to request a semiannual refund of state or local sales and use taxes paid on their direct purchases of tangible personal property for use in carrying on their nonprofit work and on purchases by their contractors of building materials, supplies, fixtures and equipment which become a part of or are annexed to any building or structure being erected, altered or repaired for them.

Authority G.S. 105-164.14; 105-164.15; 105-262.

**.5431 CLAIM FOR REFUND OF TAXES FORM: GENERAL REFUND: E-588**

The Claim for Refund of State or County Sales and Use Taxes Form, E-588, is to be used by taxpayers to request a refund for an overpayment of state or local tax.

Authority G.S. 105-164.14; 105-164.15; 105-262.

**.5432 AFFIDAVIT FORM: E-589**

The Affidavit Form, E-589, is to be completed by contractors and subcontractors and furnished to their suppliers to be used in connection with sales or purchases of building materials for use in the performance of lump sum or unit price contracts entered into or awarded prior to July 16, 1991, or awarded pursuant to bids made prior to July 16, 1991. This Affidavit is to be executed by contractors and subcontractors to their suppliers of building materials and is valid only when used in connection with the additional one percent state sales and/or use taxes.

Authority G.S. 105-164.15; 105-262.

**.5433 CERTIFICATE OF RESALE FORM: E-590**

The Certificate of Resale Form, E-590, is to be completed by resident or nonresident registered retail and wholesale merchants and furnished to their suppliers when purchasing tangible personal property for the purpose of resale.

Authority G.S. 105-164.15; 105-164.28; 105-262.

**.5434 COMMERCIAL FISHERMAN'S CERTIFICATE FORM: E-558**

The Commercial Fisherman's Certificate, Form E-558, may be completed by a person who fishes commercially and accepted by a retail or wholesale merchant as the merchant's authority to sell to a commercial fisherman boats, fuel, oil, lubricating oils, machinery, equipment, nets, rigging, paints, parts, accessories and supplies to be used by them in the taking or catching commercially of shrimp, crab, oysters, clams, scallops, and fish, both edible and nonedible. "Commercial fisherman," as used in the certificate, means only those persons licensed by the Department of Natural and Economic Resources to fish commercially under the provision of G.S. 113-154 and G.S. 113-155.

Authority G.S. 105-164.13; 105-164.15; 105-262; 105-264; 113-154; 113-155.

**.5435 CONTRACTOR'S AND SUBCONTRACTOR'S**

**CERTIFICATE FORM: E-580**

The Contractor's and Subcontractor's Certificate, Form E-580, may be completed by contractors and subcontractors and accepted by any vendor as the authority for applying the one percent rate of tax, maximum tax of eighty dollars (\$80.00) per article, to the sale of tangible personal property classified as mill machinery or mill machinery parts and accessories for use in the performance of contracts with manufacturing industries and plants.

Authority G.S. 105-164.4; 105-164.6; 105-164.15; 105-262; 105-264.

**.5438 LOGGING AND PULPWOOD CERTIFICATE FORM: E-526**

The certificate may be completed by a contract manufacturer, sub contract manufacturer or producer and accepted by any vendor as the authority for applying the one percent rate of tax, maximum tax of eighty dollars (\$80.00) per article, to the sale of tangible personal property classified as mill machinery or mill machinery parts and accessories for use in the performance of contracts in the timber cutting process.

Authority G.S. 105-164.4; 105-164.6; 105-164.15; 105-262; 105-264.

**.5440 PURCHASER'S AFFIDAVIT OF EXPORT FORM: E-599C**

The Purchaser's Affidavit of Export, Form E-599C, is to be executed by the vendee, by the proprietor in the case of a sole proprietorship, by a partner in the case of a partnership, and by an officer in the case of a corporation, and accepted by the North Carolina vendor as authority for exempting the sale of tangible personal property which is purchased by a vendee exclusively for export to, and for exclusive use and consumption in, a foreign country.

Authority G.S. 105-164.13; 105-164.15; 105-262; 105-264.

**.5442 REQUEST FOR SALES/USE TAX CREDIT BY VENDEE FORM: E-599M**

The Request for Sales and Use Tax Credit by Vendee Form, E-599M, is to be executed by the vendee and furnished to the vendor in connection with sales or use tax paid erroneously to the vendor. In lieu of making a request for credit or cash refund of sales or use taxes overpaid to a vendor and the vendor making a claim for refund with the Department of Revenue, credit is allowed for the overpayment in a current audit being performed by the Department's representatives.

Authority G.S. 105-164.15; 105-262; 105-264.

**.5443 SALES AND USE TAX CHART: E-502C: SIX PERCENT**

The sales and use tax chart, E-502C, shows the amount of six percent sales or use tax to be collected on retail sales indicated. The form is sent to taxpayers for use as a guide in determining the six percent tax to be charged on sales.

Authority G.S. 105-164.15; 105-262.

**.5444 SEMIMONTHLY SALES AND USE TAX REPORT FORM: E-500D**

The Semimonthly Sales and Use Tax Report Form, E-500D, is for use by registered taxpayers to report their sales and use tax liability on a semimonthly basis. The semimonthly reporting periods are the first day of each month through the fifteenth day of each month and the sixteenth day of each month through the last day of each month. A supply of report forms is sent to semimonthly taxpayers when registration is effected and annually thereafter.

Authority G.S. 105-164.4; 105-164.16(b); 105-262.

**.5447 MOTOR VEHICLE LEASE AND RENTAL REPORT FORM: E-500F**

The Motor Vehicle Lease and Rental Report Form, E-500F, is for use by taxpayers who remit the highway use tax to the Secretary of Revenue on the lease or rental of motor vehicles in this State. A supply of the report will be furnished to taxpayers who request them.

Authority G.S. 105-164.15; 105-187.5; 105-262.

**.5448 SCRAP TIRE DISPOSAL TAX REPORT FORM: E-500G**

The Scrap Tire Disposal Tax Report Form, E-500G, is for use by taxpayers to report the scrap tire disposal tax liability. An initial supply of report forms shall be sent to taxpayers who request them and an additional supply shall be furnished on an annual basis thereafter.

Authority G.S. 105-164.15; 105-262; 130A-309.54.

**.5449 MONTHLY SALES AND USE TAX REPORT FORM: E-500C**

The Monthly Sales and Use Tax Report Form, E-500C, is for use by registered taxpayers to report their sales and use tax liability on a monthly basis. A supply of forms is sent to monthly taxpayers when registration is effected and annually thereafter. The report is screened in blue.

Authority G.S. 105-164.15; 105-164.16; 105-262.

**.5450 NOTICE FOR TAXPAYERS FILING THIRTEEN REPORTS A YEAR FORM: E-517A**

The Notice for Taxpayers Filing Thirteen Reports a Year Form, E-517A, is sent to taxpayers to show that an extension of time for filing thirteen four week sales and use tax reports per year has been granted. The form, when applicable, is to accompany taxpayers' sales and use tax reports, Form E-500 or E-500C, referred to in 17 NCAC 7B .5401 and 17 NCAC 7B .5419.

Authority G.S. 105-164.15; 105-164.19; 105-262.

**.5451 NOTICE FOR TAXPAYERS FILING TWENTY-SIX REPORTS/YEAR FORM: E-517B**

The Notice for Taxpayers Filing Twenty-Six Reports a Year Form, E-517B, is sent to taxpayers to show that an extension of time for filing sales and use tax reports on a two week basis has been granted. The form, when applicable, is to accompany taxpayers' semimonthly sales and use tax reports, Form E-500D, referred to in 17 NCAC 7B .5444.

Authority G.S. 105-164.15; 105-164.19; 105-262.

**.5452 EXTENSION OF TIME FOR FILING SALES AND USE TAX REPORT FORM: E-517C**

The Extension of Time for Filing Sales and Use Tax Report Form, E-517C, is sent to taxpayers to show that an extension of time of ten days for filing reconciling sales and use tax reports has been granted. The form, when applicable, is to accompany taxpayers' semimonthly sales and use tax reports, Form E-500D, referred to in 17 NCAC 7B .5444.

Authority G.S. 105-164.15; 105-164.19; 105-262.

**.5453 SPECIAL SALES AND USE TAX REMITTANCE FORM: E-503**

The Special Sales and Use Tax Remittance Form, E-503, is for use by the Department to credit miscellaneous payments made by taxpayers.

Authority G.S. 105-164.15; 105-262.

**.5454 NOTICE OF TAX DUE FORM: DOR 31**

The Notice of Tax Due Form, DOR 31, is sent to notify taxpayers that the assessment against them has become final and conclusive and that the account will be assigned to the Revenue Office in their district for collection. It is a two part form with one part being mailed to the taxpayer and the other part remaining in the Division.

Authority G.S. 105-164.15; 105-262.

**.5455 NOTICE OF TAX DUE FORM: DOR 31A**

The Notice of Tax Due Form, DOR 31A, is sent to notify Revenue Officers that the assessment against a taxpayer has become final and conclusive and that the account is assigned to their district for collection. It is a three part form with all parts being sent to the Revenue Officer.

Authority G.S. 105-164.15; 105-262.

**.5456 NOTICE TO NEWLY REGISTERED WHOLESALE MERCHANTS FORM: E-552**

The Notice to Newly Registered Wholesale Merchants Form, E-552, is mailed to taxpayers who have indicated on their application for registration that they will be engaged exclusively in the business of making wholesale sales. The notice defines

wholesale sales and contains information in regard to wholesale sales along with an order form for Sales and Use Tax Administrative Rules and the Sales and Use Tax Law.

Authority G.S. 105-164.15; 105-262.

**.5457 NOTICE TO ALL TAXPAYERS**

**FORM: E-505AC**

The Notice to All Taxpayers Form, E-505AC, is mailed to all newly registered taxpayers and contains information concerning the state and county rates of tax, report forms, the location of Revenue Offices in the state and various information of a general nature.

Authority G.S. 105-164.15; 105-262.

**.5458 UTILITIES AND MUNICIPALITIES  
SALES TAX REPORT FORM: E-500E**

The Utilities and Municipalities Sales Tax Report, Form E-500E, is to be filed by municipalities remitting sales tax on electricity and utilities remitting sales tax on electricity, piped gas and telecommunications services. Effective October 1, 1990, the return is to be filed either monthly or quarterly. The return is to be used to remit the tax collected on the above-stated utility services.

Authority G.S. 105-164.4(a)(4a); 105-164.4(a)(4c); 105-262.

**.5459 CLAIM FOR REFUND OF COUNTY  
SALES AND USE TAXES FORM: E-585E**

The Claim for Refund of County Sales and Use Taxes Form, E-585E, is to be used by state agencies to request a quarterly refund of local sales and use taxes paid by a state agency on direct purchases of tangible personal property and local sales and uses taxes paid indirectly by the state agency on building materials, supplies, fixtures, and equipment that become a part of or annexed to a building or structure that is being erected, altered, or repaired and is owned or leased by the state agency.

Authority G.S. 105-164.14; 105-164.15; 105-262; 105-264.

**.5460 USE TAX REPORT FORM: E-554**

The Use Tax Report Form, E-554, is to be used by nonbusiness purchasers who purchased taxable merchandise outside of North Carolina for use in this state. A state and local use tax may be due on the purchase price, including transportation charges, regardless of whether the purchase was made in the other state or whether the merchandise was delivered to the purchaser in North Carolina. Examples of merchandise subject to the use tax include records, books, furniture, jewelry, and clothing purchased out of state by means including mail or telephone. The tax must be reported on the Use Tax Report Form, E-554, to avoid penalty and interest.

Authority G.S. 105-164.3; 105-164.6; 105-164.8; 105-262.

**.5461 CLAIM FOR REFUND OF STATE  
AND COUNTY SALES/USE TAXES**

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**FORM: E-585C**

The Claim for Refund of State and County Sales and Use Taxes Form, E-585C, shall be used only by those governmental entities entitled to refunds in accordance with the provisions of G.S. 105-164.14(e).

Authority G.S. 105-164.14; 105-164.15; 105-262.

**.5463 CLAIM FOR REFUND OF WHITE  
GOODS DISPOSAL TAX**

**FORM: E-585W**

The Claim For Refund of White Goods Disposal Tax Form, E-585W, is for use by taxpayers who qualify for a refund under the provisions of G.S. 105-187.23. Claims must be filed quarterly within 60 days from the close of each calendar quarter.

Authority G.S. 105-164.14; 105-164.15; 105-187.23; 105-262.

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**TITLE 19A - DEPARTMENT OF  
TRANSPORTATION**

**N**otice is hereby given in accordance with G.S. 150B-21.2 that the North Carolina Department of Transportation - Rail Division intends to amend rules cited as 19A NCAC 06B .0401, .0404 - .0405, .0409, .0413, .0417; repeal 06B .0412, .0414; adopt 06B .0418. Notice of Rule-making Proceedings was published in the Register on May 15, 1998.

**Proposed Effective Date:** May 1, 1999

**Instructions on How to Demand a Public Hearing:** A demand for a public hearing must be made in writing and mailed to Emily Lee, NC DOT, PO Box 25201, Raleigh, NC 27611. The demand must be received within 15 days of this Notice.

**Reason for Proposed Action:** Title 19A NCAC 06B .0400, Rail Industrial Access Program rules, are proposed for amendment to simplify administration and implementation of the program. Amendments to .0401, .0404, .0405 will clarify program parameters. The amendment to .0410 reflects changes in the North Carolina General Statutes. Amendments to .0413 and .0417 clarify fiscal responsibilities for the program. The adoption of .0418 will eliminate unnecessary procurement oversight and improve grant administration by replacing specific procurement regulations with more flexible terms for grant approval. Title 19A NCAC 06B .0412 and .0414 are proposed for repeal because changes to the other rules in this Section make these two rules unnecessary.

**Comment Procedures:** Any interested person may submit written comments on the proposed rules by mailing the comments to Emily Lee, NC DOT, PO Box 25201, Raleigh, NC 27611 by October 15, 1998.

**Fiscal Note:** These Rules do not affect the expenditures or

revenues of state or local government funds. These Rules do not have a substantial economic impact of at least five million dollars (\$5,000,000) in a 12-month period.

## **CHAPTER 6 - DEPUTY SECRETARY - TRANSIT, RAIL AND AVIATION**

### **SUBCHAPTER 6B - PUBLIC TRANSPORTATION AND RAIL PROGRAM**

#### **SECTION .0400 - RAIL INDUSTRIAL ACCESS PROGRAM**

##### **.0401 DEFINITION OF PROGRAM**

For purposes of this Subchapter, the following definitions shall apply:

- (1) The term "Rail Industrial Access Program" or "RIAP" means the Department of Transportation program which provides funding to cover a portion of the costs of constructing or rehabilitating railroad industrial access tracks to serve a new or expanded industry.
- (2) "Department" means the North Carolina Department of Transportation.
- (3) "Grantee" means the entity which receives a RIAP grant from DOT.
- (4) "Project" means the construction of a spur railroad track and related facilities under the RIAP.

*Authority G.S. 136-44.36; 143B-350(f) and (g).*

##### **.0404 ELIGIBLE COSTS**

Costs eligible for RIAP funding are as follows:

- (1) Reasonable engineering costs;
- (1) (2) Site preparation, including grading and drainage;
- (2) (3) Track construction;
- (3) (4) Switches; and
- (4) (5) Grade crossings and signals.

*Authority G.S. 136-44.36; 143B-350(f) and (g).*

##### **.0405 INELIGIBLE COSTS**

Costs which are not eligible for RIAP program costs are as follows:

- (1) Engineering;
- (2) (1) Relocation of utilities;
- (3) (2) Acquisition of rights of way; and
- (4) (3) Rail dock.

*Authority G.S. 136-44.36; 143B-350(f) and (g).*

##### **.0409 INDUSTRY CERTIFICATION**

The industry shall certify that it will provide the jobs and rail traffic (annual carloads) indicated in the project application.

*Authority G.S. 136-44.36; 143B-350(f) and (g).*

##### **.0410 APPLICATION EVALUATION**

The Department shall evaluate the following when

recommending rail projects to the Board of Transportation for approval:

- (1) Employment created in first two years;
- (2) Capital investment in first two years;
- (3) Annual rail traffic;
- (4) Whether the project is located in a county designated as distressed by the North Carolina Department of Commerce as defined in G.S. 143B-437(b) 105-130.40(c) or G.S. 105-151.17(c); or is eligible to receive Appalachian Regional Commission funding;
- (5) Whether the project is served by a shortline railroad; and
- (6) Impact on local or regional income or economic development.

*Authority G.S. 136-44.36; 143B-350(f) and (g); 105-130.40(c); 105-151.17(c);*

##### **.0412 PROCUREMENTS**

All procurements shall be handled as follows:

- (1) Procurements shall be conducted through formal, competitive bidding;
- (2) Prior to advertising for bids, the Grantee shall submit the request for bids to the Department for review and approval in accordance with Federal Transportation Authority policies which are found in 49 CFR, Subtitle A, Part 18.36, Procurement, which is hereby incorporated by reference including all subsequent amendments and editions and is available at no cost from the Rail Division, N.C. DOT, PO Box 25201, Raleigh, NC 27611, telephone 919-733-4713;
- (3) The Grantee shall solicit bids from at least three firms;
- (4) The Grantee shall submit to the Department a certified tabulation of the bids received and a recommendation for bid award;
- (5) The Department shall review and approve the bid award in accordance with G.S. 143-129 prior to the execution of a contract between the Grantee and the selected bidder. The Grantee shall submit the following information when requesting bid approval:
  - (a) Bid list;
  - (b) Copy of proposed contract;
  - (c) Certified tabulation of bids results;
  - (d) Copy of signed bid submitted by the recommended bidder; and
- (6) After the Department approves a contract award, in accordance with G.S. 143-129, the Grantee shall submit a copy of the executed contract to the Department.

*Authority G.S. 136-44.36; 143-129; 143B-350(f) and (g).*

##### **.0413 REQUESTS FOR REIMBURSEMENT**

- (a) The Grantee may submit requests for reimbursement to the Department no more than once a month. Upon execution of the Grant Agreement, the Grantee may be required to submit periodic progress reports to the Department until the project

tracks are completed.

(b) The Grantee shall submit monthly progress reports. The Department shall not reimburse the Grantee for eligible expenses until the Department verifies completion of the project tracks, the railroad certifies that it has used the project tracks, or the Department confirms that the railroad has used the project tracks.

(c) The Grantee shall submit invoices one itemized request for reimbursement to the Department upon completion of project work at the following address:

Grants Administrator  
Rail Industrial Access Program  
Public Transportation and Rail Divisions  
North Carolina Department of Transportation  
PO Box 25201  
1 South Wilmington Street  
Raleigh, NC 27611

The Grantee shall submit invoices in the same format and detail as cost items appear in the project bid and construction contracts.

(d) The Grantee shall indicate on invoices the total costs for the invoiced period and specify the current amount due.

(e)(d) The Department shall examine requests for reimbursement to verify that costs are necessary to accomplish the project and within the scope of the project as described in the approved project budget.

Authority G.S. 143B-350(f) and (g).

#### **.0414 RETAINAGE**

The Department may withhold a retainage of 10 percent of the approved payment amount until the project is completed and accepted and the final audit has been conducted.

Authority G.S. 143B-350(f) and (g).

#### **.0417 REPAYMENT**

(a) If within five years the project tracks are abandoned, relocated, or sold without a grant assignment, the consent of the Department the track owner shall repay the Department its the state's contribution to the cost of construction and materials, materials less depreciation.

(b) The Grantee may also be required to repay the Department if:

- (1) During the first five years rail use falls below the goal levels specified in the industry certification;
- (2) Job goals (as specified in the industry certification) for the first two years are not met.

Authority G.S. 136-44.36; 143B-350(f) and (g).

#### **.0418 GRANT AGREEMENT**

(a) Upon grant approval by the Board of Transportation, the Grantee shall enter into a Grant Agreement with the Department of Transportation specifying the terms and conditions of the RIAP grant.

(b) The Grantee shall not be eligible for reimbursement until a Grant Agreement has been fully executed by both the Grantee and the Department.

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Authority G.S. 136-44.36; 143B-350(f) and (g).

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## **TITLE 21 - OCCUPATIONAL LICENSING BOARDS**

### **CHAPTER 46 - BOARD OF PHARMACY**

**N**otice is hereby given in accordance with G.S. 150B-21.2 that the North Carolina Board of Pharmacy intends to adopt rule cited as 21 NCAC 46 .1814; amend 46 .1317, .1414, .1606. Notice of Rule-making Proceedings was published in the Register on June 15, 1998 and July 1, 1998.

**Proposed Effective Date:** April 1, 1999

**A Public Hearing** will be conducted at 2:00 p.m. on October 26, 1998 at the Office of the North Carolina Board of Pharmacy, Carrboro Plaza Shopping Center, Hwy. 54 Bypass, Suite 104C, Carrboro, NC.

**Reason for Proposed Action:**

1. To enact requirements regarding automated dispensing or drug supply devices in health care facility pharmacies, retail pharmacies, and in other facilities;
2. To define term "duplicate" as used in G.S. 90-85.24;
3. To change the personal appearance requirements prior to approval for dispensing by a nurse practitioner or physician's assistant.

**Comment Procedures:** Persons wishing to present oral data, views or arguments on a proposed rule or rule change, may file a notice with the Board at least 10 days prior to the public hearing at which the person wishes to speak. Comments should be limited to 10 minutes. The Board's address is Board of Pharmacy, PO Box 459, Carrboro, NC 27510-0459. Written submission of comments or argument will be accepted at any time up to and including October 26, 1998.

**Fiscal Note:** These Rules do not affect the expenditures or revenues of state or local government funds. These Rules do not have a substantial economic impact of at least five million dollars (\$5,000,000) in a 12-month period.

## **SECTION .1300 - GENERAL DEFINITIONS**

### **.1317 DEFINITIONS**

The definitions of various terms used in this Chapter are found in G.S. 90, Article 4A, and as follows:

- (1) Approved School or College of Pharmacy. A school or college of pharmacy accredited by the American Council on Pharmaceutical Education, or a foreign school with a professional pharmacy degree program of at least five years approved by the Board.
- (2) Auxiliary Drug Inventory. A secure, segregated, supplementary source for drugs to be used solely for the purpose of providing adequate drug availability

- when the pharmacy is closed or the pharmacist is unavailable.
- (3) Board. As defined in G.S. 90-85.3(b).
- (4) Emergency Drugs. Those drugs whose prompt use and immediate availability are generally regarded by physicians as essential in the proper treatment of unforeseen adverse changes in a patient's health or well-being.
- (5) Executive Director. The Secretary-Treasurer and Executive Director of the Board.
- (6) Graduate of an Approved School or College of Pharmacy. A person who has received an undergraduate professional degree in pharmacy from an approved school or college of pharmacy, or a person who has graduated from a foreign professional school of pharmacy and has successfully completed the Foreign Pharmacy Graduate Equivalency Examination offered by the National Association of Boards of Pharmacy and the Test of English as a Foreign Language.
- (7) Indulgence in the Use of Drugs. The use of narcotic drugs or other drugs affecting the central nervous system or the use of intoxicating beverages to an extent as to deprive the user of reasonable self-control or the ability to exercise such judgment as might reasonably be expected of an average prudent person.
- (8) Limited Service Pharmacy Permit. A pharmacy permit issued by the Board to an applicant that wishes to render in an institutional setting pharmaceutical services not limited to scope and kind but to time and conditions under which such services are rendered.
- (9) Pharmacist. Any person within the definition set forth in G.S. 90-85.3(p), including any druggist.
- (10) Pharmacist-Manager. The person who accepts responsibility for the operation of a pharmacy in conformance with all statutes and regulations pertinent to the practice of pharmacy and distribution of drugs by signing the permit application, its renewal or addenda thereto.
- (11) Pharmacy. Any place within the definition set forth in G.S. 90-85.3(q), including any apothecary or drugstore.
- (12) Pharmacy Intern. Any person who is duly registered with the Board under the internship program of the Board to acquire pharmacy experience or enrolled in approved academic internship programs. A pharmacy intern working under a pharmacist preceptor or supervising pharmacist may, while under supervision, perform all acts constituting the practice of pharmacy.
- (13) President. The President of the Board.
- (14) Two Years College Work. Attendance at an accredited college for two academic years of not less than eight and one-half months each and the completion of work for credit leading to a baccalaureate degree or its equivalent and that would permit the student to advance to the next class.
- (15) Undergraduate Professional Degree in Pharmacy. A B.S. or Pharm. D. degree.
- (16) Vice-President. The Vice-President of the Board.
- (17) Ambulation Assistance Equipment. Devices that aid in walking, excluding canes, crutches, and walkers.
- (18) Diagnostic equipment. Equipment used to record physiological information while a person goes about normal daily living or while asleep in order to document a disease process. EPTs, thermometers, and cholesterol equipment are not included as diagnostic equipment.
- (19) HMES. Home medical equipment supplier.
- (20) Mobility equipment. Devices that aid a person in self-movement, other than walking, including manual or power wheelchairs and scooters.
- (21) Oxygen and respiratory care equipment. Equipment or devices used to administer oxygen or other legend drugs, maintain viable airways or monitor cardio-respiratory conditions or events, including, but not limited to, compressed medical gases; oxygen concentrators; liquid oxygen; nebulizers; compressors; aerosol therapy devices; portable suction machines; nasal continuous positive airway pressure (CPAP) machines; Bi-phasic positive pressure devices (BiPAP); infant monitors, such as apnea monitors and cardio-respiratory monitors; positive and negative pressure mechanical ventilators; and pulse oximeters.
- (22) Place of residence. Any place used as an individual's temporary or permanent home.
- (23) Rehabilitation Services. Services and equipment required to maintain or improve functional status and general health as prescribed by the physician which are uniquely specified for each individual's lifestyle. The people involved in this process include the patient, caregiver, physician, therapist, rehabilitation equipment supplier and others who impact on the individual's life style and endeavors.
- (24) Rehabilitation environmental control equipment. Equipment or devices which permit a person with disabilities to control his or her immediate surroundings.
- (25) "Health Care Facility Pharmacy" means a pharmacy maintained in a hospital, clinic, nursing home, rest home, sanitarium, non-federal governmental institution, industrial health facility, or other like health service under the supervision of a pharmacist; or the central area in a hospital, clinic, or other health care facility where drugs are procured, stored, processed, or issued, or where pharmaceutical services are performed.
- (26) "Medication Administration Record" means a record of drugs administered to a patient.
- (27) "Medication Order" means an order for a prescription drug or other medication or a device for a patient from a person authorized by law to prescribe medications.
- (28) "Patient Medication Profile" means a list of all prescribed medications for a patient.
- (29) "Signature" means a written or electronic signature or computerized identification code.
- (30) "Drug review" or "Pharmaceutical care assessment"

- means an onsite review of a patient's or resident's record by a licensed pharmacist that involves interpretation and evaluation of the drug therapy and other pharmaceutical care services to achieve intended medication outcomes and minimize negative effects of drug therapy.
- (31) "Consultant pharmacist" means a licensed pharmacist who, in collaboration with the supervising physician and nurse practitioner or assistant to the physician, develops a retrospective drug utilization review program which:
- (a) reviews the appropriateness of the choice of medication(s) for the patient and the patient's therapeutic regimen, including choice of medication, dose, frequency, and route of administration;
  - (b) identifies and resolves therapeutic duplication in the patient's medication regimen; and
  - (c) considers patient-specific medication contraindications.
- The consultant pharmacist holds himself available for consultation in person, by telephone, or by other means of direct communication at all times when drugs are dispensed.
- (32) "Duplicate" as used in G.S. 90-85.24 means any license, permit, or registration issued or reissued by the Board which is identical to a previously issued license, permit, or registration, including a permit reissued due to a change in pharmacist-manager.

Authority G.S. 90-85.3; 90-85.6; 90-85.8; 90-85.13; 90-85.14; 90-85.15; 90-85.21; 90-85.38; 90-85.40.

## **SECTION .1400 - HOSPITALS: OTHER HEALTH FACILITIES**

### **.1414 DRUG DISTRIBUTION AND CONTROL**

- (a) MEDICATION ORDERS.
- (1) Medications shall be dispensed from a health care facility pharmacy only upon receipt of a medication order. A mechanism shall be in place to verify the authenticity of the medication order. Oral orders shall be put in writing immediately and signed within the time frame established by regulatory agencies and health care facility policies and procedures.
  - (2) All medication orders shall be received and reviewed by a pharmacist and, at a minimum, shall contain the:
    - (A) patient's name, location and other necessary identifying information such as history or medical records number;
    - (B) medication name, strength, dosage form, route of and directions for administration. In the absence of a facility policy on interpretation of routes of administration, the route of administration must be specified;
    - (C) date the order was written; and
    - (D) prescriber's signature (may include electronic signature or verification).
- (3) Medication orders for patients requiring continuous drug therapy shall be entered into a patient medication profile, either manual or automated. The medication profile shall, at a minimum, contain the:
- (A) patient's name, location and important clinical data such as age, height, weight, sex, and allergies;
  - (B) medication name, strength, dosage form, route of and directions for administration;
  - (C) medication start date;
  - (D) medication discontinuance date; and
  - (E) identification of pharmacist responsible for or verifying technician entry of the medication order;
- (4) Abbreviations used in medication orders shall be agreed to, jointly adopted, and published by the medical, nursing, pharmacy, and medical records staff of the health care facility.
- (5) Medication orders shall be reviewed and discontinued or suspended, if appropriate, when the patient is transferred to the delivery room, operating room, or is admitted from another facility. A method to protect the patient from indefinite, open-ended drug orders must be provided. The prescriber shall be notified in a timely manner that the order shall be stopped before such action takes place by one or more of the following:
- (A) the routine monitoring of patient's drug therapy by a pharmacist;
  - (B) a health care facility-approved, drug class-specific, automatic stop order policy covering those drug orders not specifying a number of doses or duration of therapy; or
  - (C) a health care facility-approved automatic cancellation of all drug orders after a predetermined time interval unless rewritten by the prescriber.
- (6) Health care facilities which credential practitioners' for prescribing privileges within the facility shall provide the health care facility pharmacy with credentialing information annually or immediately upon discharge or when privileges are suspended or terminated.
- (b) DEVICES. Devices shall be dispensed in accordance with Section .2600 of this Chapter.
- (c) DISPENSING. In health care facilities with 24 hour pharmacy services, all dispensing shall be done by a pharmacist. In health care facilities without 24 hour pharmacy services, Rule .1413 shall apply in the absence of a pharmacist.
- (d) LABELING.
- (1) All drugs dispensed from within a health care facility pharmacy shall be labeled and identified up to the point of administration;
  - (2) Whenever a drug is added to a parenteral admixture, it shall be labeled with a distinctive supplementary label indicating the name and amount of the drug added, expiration date, and expiration time, if applicable. For admixtures prepared outside the

pharmacy, the pharmacist-manager shall develop policies and procedures for preparation and labeling.

(e) PARENTERAL MEDICATIONS. The dispensing of parenteral medications shall be done in accordance with Section .2800 of this Chapter - Sterile Parenteral Pharmaceuticals.

(f) PATIENT CARE UNIT MEDICATION INVENTORIES. This Paragraph does not apply to nursing facilities, assisted living facilities, and adult care homes.

- (1) Non-controlled drugs may be stocked in quantities limited to not more than five dosage units per drug on a health care facility patient care unit when immediate availability is deemed essential to the patient's health and well-being. The pharmacist-manager shall develop an approved drug list for each health care facility location. Drugs shall be stored in a manner that prevents unauthorized access and shall only be administered to a patient of the health care facility pursuant to a medication order.
- (2) All controlled substances stocked within a health care facility that are not located within the facility's pharmacy or automated dispensing device must be accompanied by a disposition form issued from the pharmacy. This document shall at a minimum contain:
  - (A) the product name, strength, dosage form, and quantity supplied;
  - (B) the date transferred to the patient care unit by the pharmacy;
  - (C) the name of the pharmacy representative supplying, and the patient care unit representative receiving the drug;
  - (D) the date, time, and amount of the drug removed from the patient care unit stock for administration; and
  - (E) the patient name and identification of the person acquiring the product.
- (3) Exceptions to this Paragraph shall be made for use of automated dispensing devices provided that these devices meet all applicable rules for controlled substances contained therein.
- (4) When a dose of a controlled substance has been prepared for a patient but not used (i.e., refused, order canceled, or contaminated), it may be destroyed at the patient care unit. The destruction must be witnessed by a health care provider, such as a pharmacist, registered nurse, or licensed practical nurse. Details of the event, along with the identification of the two who affected the destruction, shall be documented. If such record is separate from the disposition form, it shall be maintained uniformly with the corresponding disposition form.

(g) ANCILLARY DRUG CABINET INVENTORIES. (This Paragraph does not apply to nursing facilities, assisted living facilities, and adult care homes.) Drugs that are routinely prescribed by the medical staff in a health care facility shall be maintained in establishing and maintaining quantities limited to not more than five dosage units per drug as a supplementary inventory for use only when the pharmacy is closed. The

pharmacist-manager shall, in connection with the appropriate committee of the health care facility, develop listings of those drugs to be included in such inventories. The pharmacist-manager shall, at a minimum, assure that:

- (1) access to such drug inventories is by locked cabinet(s) or other enclosure(s) constructed and secured to deny access to unauthorized persons;
- (2) only authorized personnel, as indicated by written policies and procedures, shall obtain access to the drug inventories;
- (3) only pre-packaged drugs are available therein, in amounts sufficient for immediate therapeutic requirements. Drugs shall be properly labeled, with drug name, strength, lot number and expiration date. Whenever access to such inventory is gained, a copy of the record of withdrawal and a copy of the written order for new drug orders shall be provided to the pharmacy. The record of withdrawal shall contain the following:
  - (A) the date of removal of the drug;
  - (B) the name, strength, dosage form, and quantity of drug removed;
  - (C) the name of the patient for whom the drug was ordered;
  - (D) the name or identification code of the authorized personnel removing the drug from inventory;
- (4) all drugs are reviewed no less often than quarterly to ensure their purity, potency, and integrity; and
- (5) written policies and procedures are established to implement the requirements of this Rule.

(h) AUTOMATED DISPENSING OR DRUG SUPPLY DEVICES. Automated Dispensing or Drug Supply Devices such as but not limited to Pyxis machines may be utilized in health care facility pharmacies and where a pharmacy permit exists provided that the pharmacist-manager has developed procedures to assure safe and effective use of medications. medications in accordance with 21 NCAC 46 .1813. Automated dispensing or drug supply devices may be used for maintaining patient care unit medication inventories or for a patient profile dispensing system. The pharmacist manager shall, at a minimum, assure that:

- (1) ~~only authorized personnel, as indicated by written policies and procedures, may obtain access to the drug inventories;~~
- (2) ~~all drugs therein are reviewed no less than monthly;~~
- (3) ~~A system of accountability must exist for all drugs contained therein; the purity, potency, and integrity of the drugs shall be preserved;~~
- (4) ~~the device provides records required by this Section and other applicable laws and rules;~~
- (5) ~~written policies and procedures are established to implement the requirements of this Rule; and~~
- (6) ~~requirements for controlled substances security are met.~~

(i) EMERGENCY KITS. (This Paragraph does not apply to adult care homes or assisted living facilities) Drugs and devices may be provided in emergency kits for use by authorized

personnel provided that:

- (1) the pharmacist-manager, or designee, and the medical staff of the health care facility jointly determine the drugs and devices, by identity and quantity, to be included in the kit. Drugs and devices included in the kit shall be limited to those for emergency use only and are not to be used for any other purpose. The pharmacist-manager shall, in conjunction with the medical staff of the health care facility, develop and implement written policies and procedures to ensure compliance with the provisions of this Section;
- (2) the emergency kit contains those drugs and devices which may be required to meet the immediate therapeutic needs of patients and which are not available from any other authorized source in sufficient time to prevent prolonged discomfort or risk of harm to patients;
- (3) the emergency kit shall be stored in a secure, readily available location under the supervision of the nursing staff and sealed with a non-reusable, easily removable seal to prevent unauthorized access, and to ensure a proper environment for preservation of the drugs and devices within them. Policies and procedures shall be established to ensure the integrity of the kit at all times;
- (4) the exterior of the emergency kit shall be labeled so as to clearly and unmistakably indicate that it is an emergency drug kit and is for use in emergencies only. In addition, a listing of the drugs and devices contained therein, including name, strength, and quantity of each drug or device shall be attached. Each emergency kit shall be inspected by a pharmacist or his designee every 30 days (90 days for long-term care facilities) to check for expiration dates and the integrity of the seal;
- (5) all drugs and devices contained within the emergency kit shall be labeled, if applicable, with, at a minimum, the name, strength, lot number, manufacturer, and expiration date;
- (6) drugs and devices shall be removed from the emergency kit for administration to a patient only pursuant to a valid physician's order, by personnel authorized by the facility;
- (7) whenever an emergency kit is opened, the pharmacy shall be notified. The pharmacist-manager or designee shall re-stock, re-seal, and return the kit to the unit within a reasonable length of time in order to prevent risk of harm to patients. The emergency drug kits shall be checked by an authorized person in accordance with written policies and procedures of the health care facility. In the event the kit is opened in an unauthorized manner, the pharmacy and other personnel designated by the pharmacist-manager of the facility shall be notified; and
- (8) **CONTROLLED DRUG EMERGENCY KITS.** Emergency drugs that are controlled substances must be stored in compliance with 10 NCAC 45G .0410.

(j) RECORDS

- (1) The pharmacist-manager shall, in addition to the requirements for preserving prescription orders as set forth in G.S. 90-85.26, develop a system of daily accountability for medication compounding and dispensing that shall permit the identification of the responsible pharmacist. Readily retrievable records of accountability shall be maintained for at least 30 days. At a minimum, this system shall identify all personnel who perform these activities and the pharmacist responsible for:
  - (A) interpretation and appropriateness of new medication orders;
  - (B) profile entry of new medication orders;
  - (C) dispensing of new medication orders including stat doses;
  - (D) daily cart fills;
  - (E) intravenous admixtures;
  - (F) compounded medications; and
  - (G) periodically assessing the quality of pharmacy procedures for preparation and release of drugs and devices for replenishment of floor stock, ancillary drug supplies, and automated dispensing devices in locations outside the pharmacy.
- (2) Medication errors resulting from the administration of an incorrect medication or dose shall be documented and reported to the pharmacist-manager. Documentation shall include pertinent chronological information and appropriate health care facility forms including the identity of individual(s) responsible. These documents shall be archived in a readily retrievable manner, open for inspection, for a period of three years.
- (3) Upon notification of information that reasonably suggests that there is a probability a prescription drug or device dispensed from a location holding a permit has caused or contributed to the death of a patient (see 21 NCAC 46 .2502(k) RESPONSIBILITY OF PHARMACIST-MANAGER), the pharmacist-manager shall retain all documents, labels, vial, supplies, substances and internal investigative reports relating to the event. All such items shall be maintained by the health care facility, accessible to the pharmacist-manager, and open to the Board of Pharmacy.
- (4) The pharmacist-manager shall maintain records of ordering, receiving, dispensing or transfer of controlled substances. These records shall include, but are not limited to the following:
  - (A) Invoices or other such documents verifying the ordering and receipt of controlled substances;
  - (B) Perpetual inventories of controlled substances transferred to patient care units and other sites as allowed by this Rule (i.e., automated dispensing devices, emergency kits, etc.). These inventories shall record the transfer date; location transferred to; the identity of the drug; strength, dosage form, and quantity transferred;

- transferring pharmacist's name:
- (C) Disposition records required by Paragraph (f) of this Rule;
  - (D) A record of controlled substances dispensed directly to the patient to include the patient's name; date dispensed; dispensing pharmacist's name; name, strength, dosage form, and quantity of the drug dispensed. The records shall also document drugs returned and credited; and
  - (E) A perpetual inventory shall be maintained on all controlled substances awaiting destruction or return to a vendor.
- (5) Automated systems may be used to collect and store information required by Subparagraph (j)(4) of this Rule provided such system allows for the immediate retrieval (via CRT display and hard-copy printout) of original medication order information and dispensing history consistent with criteria cited in 21 CFR .1306 and 10 NCAC 46 .2304.
- (6) With the exception of Subparagraph (j)(1) of this Rule, all records required by this Section shall be maintained for a period of three years. Such records shall be archived in a uniform manner, retrievable to the pharmacy within 48 hours, and open for review, copying, or seizure by a member or designated employee of the Board.

Authority: G.S. 90-85.6;90-85.21; 90-85.32; 90-85.33.

## **SECTION .1600 - LICENSES AND PERMITS**

### **.1606 REQUIREMENT OF PERSONAL APPEARANCE**

Prior to issuance of any original permit or device and medical equipment permit, or prior to approval for dispensing by a nurse practitioner or physician's assistant, the following persons must appear personally at the Board office on the first Monday of the month, the Monday before the monthly Board meeting, or such other time as scheduled with the Board's staff:

- (1) the pharmacist-manager for the applicant pharmacy; and
- (2) the person in charge of the facility applying for the device and medical equipment permit; permit.
- (3) the nurse practitioner applying for approval for dispensing and the supervising pharmacist; and
- (4) the physician's assistant applying for approval for dispensing and the supervising pharmacist.

Authority: G.S. 90-18.1; 90-18.2; 90-85.3(a),(r); 90-85.6; 90-85.21; 90-85.22.

## **SECTION .1800 - PRESCRIPTIONS**

### **.1814 AUTOMATED DISPENSING OR DRUG SUPPLY DEVICES**

(a) Automated Dispensing or Drug Supply Devices such as but not limited to Paxis machines may be utilized in retail

pharmacies holding a pharmacy permit provided that the pharmacist-manager has developed procedures to assure safe and effective use of medications which include at least the following:

- (1) All drug orders to be interpreted, in conjunction with the patient-pharmacy profile, by a pharmacist before any medication is dispensed;
  - (2) A list stating names and amounts of drugs stored in any automated unit must be maintained in the pharmacy providing the service;
  - (3) Access to any automated system shall be limited to authorized pharmacy personnel and personnel authorized to administer medication who are approved by the pharmacist-manager. Each authorized individual involved must have a specific access code;
  - (4) The system must record the identities of all personnel who access the automated unit;
  - (5) All packaging, labeling, loading or reloading by a non-pharmacist must be verified by a pharmacist. All verification must be documented and retained for at least three years;
  - (6) The security of the automated system must be described. The automated unit must be securely fastened to the floor or wall, or kept in a locked medication room when not in actual use;
  - (7) A monthly system check must be performed to include at least proper storage, outdated, appropriately listed drugs, inventory levels, proper cassette location of drugs, and the security of drugs;
  - (8) How the drugs are delivered from the automated device to the patient must be described;
  - (9) The use of multiple medication drawers or bins must be limited to non-legend drugs or medication properly packaged and labeled for an individual patient;
  - (10) Pharmacists must conduct a weekly audit of controlled substances distributed to assure accuracy of the distribution and record keeping involved;
  - (11) An on-going or QI process must address system failures, process failures, and errors;
  - (12) The automatic system must be able to provide an individual patient profile record that is available for pharmacist review on a continuous basis which record must be maintained as a pharmacy record in the pharmacy department; and
  - (13) Safeguards must be established to maintain patient confidentiality and prevent "outside" access to patient data.
- (b) Automated dispensing or drug supply devices may be used for maintaining patient care unit medication inventories or for a patient profile dispensing system, provided the utilization of such devices is under the personal supervision of the pharmacist. The pharmacist-manager shall, at a minimum, assure that:
- (1) only authorized personnel, as indicated by written policies and procedures, may obtain access to the drug inventories;
  - (2) all drugs therein are reviewed no less than monthly;
  - (3) a system of accountability must exist for all drugs contained therein; the purity, potency, and integrity of the drugs shall be preserved;

- (4) the device provides records required by this Section and other applicable laws and rules;
- (5) requirements for controlled substances security are met.

(c) Pharmacist supervision shall include:

- (1) The packaging and labeling of drugs to be placed in the dispensing devices. Such packaging and labeling shall conform to all requirements pertaining to containers and label contents;
- (2) The placing of previously packaged and labeled drug units into the dispensing device;
- (3) The removal of the drug from the dispensing device and the final labeling of the drug after removal from the dispensing device; and
- (4) In the absence of a pharmacist, a person legally qualified to administer drugs may remove drugs from the dispensing devices.

*Authority G.S. 90-85.6; 90-85.32; 90-85.33.*

The Codifier of Rules has entered the following temporary rule(s) in the North Carolina Administrative Code. Pursuant to G.S. 150B-21.1(e), publication of a temporary rule in the North Carolina Register serves as a notice of rule-making proceedings unless this notice has been previously published by the agency.

**TITLE 10 - DEPARTMENT OF HEALTH AND HUMAN SERVICES****Rule-making Agency:** Social Services Commission**Rule Citation:** 10 NCAC 29C .0103**Effective Date:** August 24, 1998**Findings Reviewed and Approved by:** Beecher R. Gray**Authority for the rule-making:** G.S. 108A-25; 143B-153

**Reason for Proposed Action:** On July 24, 1998, the President authorized the release of \$6.8 million in emergency contingency funds to North Carolina to assist the elderly, the disabled and low income families experiencing a cooling related crisis because of severe weather conditions. In the last two months North Carolina has experienced temperatures ranging 23 percent hotter than normal.

To ensure immediate release of the emergency funds, the Division of Social Services proposes to amend the rule in order to allow the county departments of social services to authorize an additional crisis intervention payment up to \$200.00 per household during the state fiscal year. County departments of social services will be able to authorize an additional crisis intervention payment to eligible families and individuals experiencing life-threatening weather related conditions; who may have received crisis assistance previously during the fiscal year. The additional payment will only be authorized when the federal government releases emergency contingency funds in excess of the State's annual allocation of the Low Income Home Energy Assistance Program Block Grant.

**Comment Procedures:** Anyone wishing to comment should contact Sharnese Ransome, APA Coordinator, Social Services Commission, NC Division of Social Services, 325 North Salisbury Street, Suite 819, Raleigh, NC 27603, phone 919/733-3055.

**CHAPTER 29 - INCOME MAINTENANCE:  
GENERAL****SUBCHAPTER 29C - CRISIS INTERVENTION  
PROGRAM****.0103 BENEFIT LEVELS**

The maximum payment to a household is two hundred dollars (\$200.00) in a state fiscal year. Except, when the federal government releases emergency contingency funds for severe weather conditions an additional payment up to two hundred dollars (\$200.00) may be authorized. Payments may vary based

upon the severity of the crisis and the services needed.

*History Note: Filed as a Temporary Regulation Eff. November 24, 1981, For a Period of 38 Days to Expire on January 1, 1982; Authority G.S. 108A-25; 143B-153; Eff. January 1, 1982; Amended Eff. March 1, 1992; August 1, 1985; Temporary Amendment Eff. August 24, 1998.*

**TITLE 15A - DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES****Rule-making Agency:** Commission for Health Services**Rule Citation:** 15A NCAC 18A .0425, .0432 and .2612**Effective Date:** October 12, 1998**Findings Reviewed and Approved by:** Julian Mann III**Authority for the rule-making:** G.S. 130A-230; 130A-248

**Reason for Proposed Action:** A recent death of a North Carolina citizen from *Vibrio vulnificus* infection (due to raw oysters) has prompted the need to move current discussions of this issue forward into a temporary rules. *Vibrio vulnificus* is a contaminant of shellfish, particularly those taken from Gulf of Mexico waters, and causes a frequently fatal illness in susceptible individuals who eat raw or inadequately cooked shellfish harvested late spring or early fall. These temporary rules will require posting of critical information needed to notify the public of the risk of eating shellfish.

**N**otice is hereby given in accordance with G.S. 150B-21.2 that the Commission for Health Services intends to adopt rule cited as 15A NCAC 18A .0432 and amend rules cited as 18A .0425, .2612. Notice of Rule-making Proceedings was published in the Register on January 15, 1998.

**Proposed Effective Date:** April 1, 1999

**A Public Hearing** will be conducted at 9:00 a.m. on October 28, 1998 at the Ground Floor Hearing Room, Archdale Building, Raleigh, NC.

**Reason for Proposed Action:** The death of a North Carolina citizen from a *Vibrio vulnificus* infection (due to eating oysters) prompted the adoption of temporary rules effective February 1, 1998 and October 12, 1998. *Vibrio vulnificus* is a contaminant

of shellfish, particularly those taken from Gulf Coast waters, and causes a frequently fatal illness in susceptible individuals who eat raw or inadequately cooked shellfish harvested in late spring to early fall. These Rules require the critical information to be printed on shellfish tags to notify the public of the risk of eating shellfish. These temporary rules will be adopted as permanent rules.

**Comment Procedures:** Comments, statements, data and other information may be submitted through October 28, 1998. Copies of the proposed rules and information package may be obtained by contacting the Food and Lodging Program at (919) 715-0926. Written comments may be submitted to Susan Grayson, Division of Environmental Health, Environmental Health Services Section, Food and Lodging Program, PO Box 29534, Raleigh, NC 27626-0534.

**Fiscal Note:** These Rules do not affect the expenditures or revenues of state or local government funds. These Rules do not have a substantial economic impact of at least five million dollars (\$5,000,000) in a 12-month period.

## **CHAPTER 18 - ENVIRONMENTAL HEALTH**

### **SUBCHAPTER 18A - SANITATION**

#### **SECTION .0400 - SANITATION OF SHELLFISH- GENERAL OPERATION STANDARDS**

##### **.0425 TAGGING**

(a) In order that information may be available to the Division with reference to the origin of shellstock, containers holding shellstock shall be identified with a uniform tag or label. The tag shall be durable, waterproof and measure at least 2-5/8 by 5-1/4 inches (6.7 by 13.3 centimeters). The tag shall contain legible information arranged in specific order as follows:

- (1) the dealer's name, address and certification number assigned by the appropriate shellfish control agency;
- (2) the original shipper's certification number;
- (3) the harvest date;
- (4) the harvest location, including the country or state abbreviation;
- (5) when the shellstock has been in wet storage, the statement "THIS PRODUCT WAS IN WET STORAGE AT (FACILITY CERTIFICATION NUMBER) FROM (DATE) TO (DATE)";
- (6) the type and quantity of shellfish;
- (7) the following statement shall appear in bold capitalized type "THIS TAG IS REQUIRED TO BE ATTACHED UNTIL CONTAINER IS EMPTY AND THEREAFTER KEPT ON FILE FOR 90 DAYS."; and
- (8) the following statement, or equivalent,  
"Consumer Advisory

Eating raw oysters, clams or mussels may cause severe illness. People with the following conditions are at especially high risk: liver disease, alcoholism,

diabetes, cancer, stomach or blood disorder, or weakened immune system. Ask your doctor if you are unsure of your risk. If you eat raw shellfish and become sick, see a doctor immediately."

(b) The uniform tag or label shall remain attached to the shellstock container until the container is empty and thereafter shall be kept on file for 90 days.

(c) All shellstock from a depuration facility must be identified as having been cleansed by a depuration facility identified by a name and permit number on the tag.

*History Note: Authority G.S. 130A-230;*

*Eff. February 1, 1987;*

*Amended Eff. April 1, 1997; January 4, 1994; December 1, 1987;*

*Temporary Amendment Eff. October 12, 1998; February 1, 1998.*

##### **.0432 PUBLIC DISPLAY OF CONSUMER ADVISORY**

All facilities and persons permitted in Rule .0302 of this Subchapter and all other businesses and persons that sell raw shellfish shall post in a conspicuous place where it may be readily observed by the public the following consumer advisory: "Consumer Advisory

Eating raw oysters, clams or mussels may cause severe illness. People with the following conditions are at especially high risk: liver disease, alcoholism, diabetes, cancer, stomach or blood disorder, or weakened immune system. Ask your doctor if you are unsure of your risk. If you eat shellfish and become sick, see a doctor immediately."

*History Note: Authority G.S. 130A-230;*

*Temporary Adoption Eff. October 12, 1998; February 1, 1998.*

#### **SECTION .2600 - SANITATION OF RESTAURANTS AND OTHER FOODHANDLING ESTABLISHMENTS**

##### **.2612 SHELLFISH**

(a) All shellfish and crustacea meat shall be obtained from sources in compliance with the Department's rules on shellfish and crustacea. Copies of 15A NCAC 18A .0300 through .0900 may be obtained from the Department. If the source of clams, oysters, or mussels is outside the state, the shipper's name shall appear on the "Interstate Certified Shellfish Shippers List" as published monthly by the Shellfish Sanitation Branch, Food and Drug Administration. If the source of cooked crustacea meat is outside the state, it shall be certified by the regulatory authority of the state or territory of origin, attested by the presence of an official permit number on the container.

(b) All shucked shellfish and all cooked crustacea meat shall be stored in the original container. Each original container shall be clearly identified with the name and address of the packer, repacker, and the abbreviated name of the state or territory. Shucked shellfish unit containers shall be dated in accordance with 15A NCAC 18A .0600.

(c) All shellstock shall be stored in the containers in which packed at the source. Each original container shall be clearly

identified with a uniform tag or label bearing the name and address of the shipper, the certificate number issued by the state or territory regulatory authority, the abbreviated name of the state, the name of the waters from which the shellfish were taken, the kind and quantity of the shellstock in the container, and the name and address of the consignee.

(d) Shellstock shall be stored under refrigeration and in a manner to prevent cross-contamination to or from the shellstock. The re-use of single-service shipping containers and the storage of shucked shellfish in other containers are not allowed.

(e) After each container of shellstock has been emptied, the management shall remove the stub of the tag and retain it for a period of at least 90 days.

(f) With the exception of opening shellfish for immediate consumption on the premises, no shellfish shucking shall be performed unless the establishment holds a valid shellfish shucking permit.

(g) Shellstock washing facilities shall consist of an approved mechanical shellfish washer, or a sink or slab with catch basin, indirectly drained into an approved sewage collection, treatment, and disposal system. The washing shall be done in a clean area, protected from contamination. A can wash facility shall not be used for the washing of shellstock or other foods.

(h) The cooking of shellfish shall be accomplished in an area meeting the requirements of this Section.

(i) Re-use of shells for the serving of food is prohibited. It shall not be considered reuse to remove a shellfish from its shell and return it to that same shell for service to the public. Shells shall be stored in a manner to prevent flies, insects, rodents, and odors.

(j) All establishments that prepare, serve, or sell raw shellfish shall post in a conspicuous place where it may be readily observed by the public prior to consumption of shellfish, the following consumer advisory:

"Consumer Advisory

Eating raw oysters, clams, or mussels may cause severe illness. People with the following conditions are at especially high risk: liver disease, alcoholism, diabetes, cancer, stomach or blood disorder, or weakened immune system. Ask your doctor if you are unsure of your risk. If you eat shellfish and become sick, see a doctor immediately."

*History Note: Authority G.S. 130.4-248; Eff. May 5, 1980;*

*Amended Eff. May 1, 1991; July 1, 1984;*

*Temporary Amendment Eff. February 1, 1998;*

*Amended Eff. August 1, 1998;*

*Temporary Amendment Eff. October 12, 1998.*

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## TITLE 21 - OCCUPATIONAL LICENSING BOARDS

### CHAPTER 12 - LICENSING BOARD FOR GENERAL CONTRACTORS

**Rule-making Agency:** North Carolina Licensing Board for General Contractors

**Rule Citation:** 21 NCAC 12 .0204

**Effective Date:** August 24, 1998

**Findings Reviewed and Approved by:** Beecher R. Gray

**Authority for the rule-making:** G.S. 87-1; 87-4; 87-10

**Reason for Proposed Action:** *The Rule adopted may potentially conflict with North Carolina law and the United States Constitution.*

**Comment Procedures:** *Written comments may be submitted to Mark D. Selph at the Board's office. The Board's address is PO Box 17187, Raleigh, NC 27619.*

## SECTION .0200 - LICENSING REQUIREMENTS

### .0204 ELIGIBILITY

(a) Limited License. The applicant for such a license must:

- (1) Be entitled to be admitted to the examination given by the Board in light of the requirements set out in G.S. 87-10 and Section .0400 of this Chapter;
- (2) Be financially stable to the extent that the total current assets of the applicant or the firm or corporation he represents exceed the total current liabilities by at least twelve thousand five hundred dollars (\$12,500.00);
- (3) Successfully complete 70 percent of each part of the examination given the applicant by the Board dealing with the specified contracting classification chosen by the applicant.

(b) Intermediate License. The applicant for such a license must:

- (1) Be entitled to be admitted to the examination given by the Board in light of the requirements set out in G.S. 87-10 and Section .0400 of this Chapter;

- (2) Be financially stable to the extent that the total current assets of the applicant or the firm or corporation he represents exceed the total current liabilities by at least fifty thousand dollars (\$50,000.00) as reflected in an audited financial statement prepared by a certified public accountant; accountant or an independent accountant who is engaged in the public practice of accountancy;

- (3) Successfully complete 70 percent of each part of the examination given the applicant by the Board dealing with the specified contracting classification chosen by the applicant.

(c) Unlimited License. The applicant for such a license must:

- (1) Be entitled to be admitted to the examination given by the Board in light of the requirements set out in G.S. 87-10 and Section .0400 of this Chapter;

- (2) Be financially stable to the extent that the total current assets of the applicant or the firm or corporation he represents exceed the total current liabilities by at least one hundred thousand dollars (\$100,000.00) as reflected in an audited financial statement prepared by

a certified public accountant; accountant or an independent accountant who is engaged in the public practice of accountancy;

- (3) Successfully complete 70 percent of each part of the examination given the applicant by the Board dealing with the specified contracting classification chosen by the applicant.

(d) Should the financial statement submitted by the applicant fail to demonstrate the required level of working capital, the applicant shall obtain a surety bond from a surety authorized to transact surety business in North Carolina pursuant to G.S. 58 Article 7, 16, 21, or 22. The surety shall provide proof that it maintains a rating from A.M. Best, or its successor rating organization, of either Superior (A++ or A+) or Excellent (A or A-). The bond shall be continuous in form and shall be maintained in effect for as long as the applicant maintains a license to practice general contracting in North Carolina or until the applicant demonstrates the required level of working capital. The application form and subsequent annual license renewal forms shall require proof of a surety bond meeting the requirements of this Rule. The applicant shall maintain the bond in the amount of fifty thousand dollars (\$50,000.00) for a limited license, two hundred fifty thousand dollars (\$250,000.00) for an intermediate license, and five hundred thousand dollars (\$500,000.00) for an unlimited license. The bond shall be for the benefit of any person who is damaged by an act or omission of the applicant constituting breach of a construction contract or breach of a contract for the furnishing of labor, materials, or professional services to construction undertaken by the applicant, or by an unlawful act or omission of the applicant in the performance of a construction contract. The bond required by this Rule shall be in addition to and not in lieu of any other bond required of the applicant by law, regulation, or any party to a contract with the applicant. Should the surety cancel the bond, the surety and the applicant both shall notify the Board immediately in writing. If the applicant fails to provide written proof of financial responsibility in compliance with this Rule within 30 days of the bond's cancellation, then the applicant's license shall be suspended until written proof of compliance is provided. After a suspension of two years, the applicant shall

fulfill all requirements of a new applicant for licensure. The practice of general contracting by an applicant whose license has been suspended pursuant to this Rule will subject the applicant to additional disciplinary action by the Board.

(e) Reciprocity. If an applicant is licensed as a general contractor in another state, the Board, in its discretion, need not require the applicant to successfully complete the written examination as provided by G.S.87-15.1. However, the applicant must comply with all other requirements of these rules to be eligible to be licensed in North Carolina as a general contractor.

(f) Accounting and reporting standards. Working capital, balance sheet with current and fixed assets, current and long term liabilities, and other financial terminologies used herein shall be construed in accordance with those standards referred to as "generally accepted accounting principles" as promulgated by the Financial Accounting Standards Board, the American Institute of Certified Public Accountants, and, if applicable, through pronouncements of the Governmental Accounting Standards Board, or their predecessor organizations. An audited financial statement, an unqualified opinion, and other financial reporting terminologies used herein shall be construed in accordance with those standards referred to as "generally accepted auditing standards" as promulgated by the American Institute of Certified Public Accountants through pronouncements of the Auditing Standards Board.

History Note: *Filed as a Temporary Amendment Eff. June 28, 1989 for a period of 155 days to expire on December 1, 1989; Authority G.S. 87-1; 87-10; Eff. February 1, 1976; Readopted Eff. September 26, 1977; Amended Eff. January 1, 1983; ARRC Objection March 19, 1987; Amended Eff. December 1, 1989; May 1, 1989; August 1, 1987; Temporary Amendment Eff. May 31, 1996; RRC Removed Objection Eff. October 17, 1996; Amended Eff. April 1, 1997; Amended Eff. August 1, 1998; Temporary Amendment Eff. August 24, 1998.*

**T**his Section contains the agenda for the next meeting of the Rules Review Commission on Thursday, September 17, 1998, 10:00 a.m., at 1307 Glenwood Ave., Assembly Room, Raleigh, NC. Anyone wishing to submit written comment on any rule before the Commission should submit those comments to the RRC staff, the agency, and the individual Commissioners by Monday, September 14, 1998, at 5:00 p.m. Specific instructions and addresses may be obtained from the Rules Review Commission at 919-733-2721. Anyone wishing to address the Commission should notify the RRC staff and the agency at least 24 hours prior to the meeting.

**RULES REVIEW COMMISSION MEMBERS****Appointed by Senate**

Teresa L. Smallwood, Vice Chairman  
 Jim Funderburke  
 Vernice B. Howard  
 Philip O. Redwine  
 David Twiddy

**Appointed by House**

Paul Powell, Chairman  
 Anita White, 2<sup>nd</sup> Vice Chairman  
 Mark Garside  
 Steve Rader  
 George Robinson

**RULES REVIEW COMMISSION MEETING DATES**

September 17, 1998  
 October 15, 1998

November 19, 1998  
 December 17, 1998

**MEETING DATE: SEPTEMBER 17, 1998****LOG OF FILINGS****RULES SUBMITTED: JULY 20, 1998 THROUGH AUGUST 20, 1998**

AGENCY/DIVISION	RULE NAME	RULE CITATION	ACTION
<b>DHHS/MEDICAL CARE COMMISSION</b>	Reporting and Investigating	10 NCAC 3H .2210	Amend
<b>JUSTICE/NC ALARM SYSTEMS LICENSING BOARD</b>	Statement of Purpose Definitions Required CLE Hours Accreditation Standards Non-Resident Licensee Recording and Reporting CLE Credits Non-Compliance	12 NCAC 11 .0501 12 NCAC 11 .0502 12 NCAC 11 .0503 12 NCAC 11 .0504 12 NCAC 11 .0505 12 NCAC 11 .0506 12 NCAC 11 .0507	Adopt Adopt Adopt Adopt Adopt Adopt Adopt
<b>CRIME CONTROL &amp; PUBLIC SAFETY, DEPARTMENT OF</b>	Time Limitation	14 NCAC 7 .0313	Amend
<b>DENR/ENVIRONMENTAL MANAGEMENT COMMISSION</b>	Permit Requirements	15 NCAC 2H .0610	Repeal
<b>DENR/COASTAL RESOURCES COMMISSION</b>	Specific Use Standards Specific conditions	15 NCAC 7H .0308 15 NCAC 7H .1705	Amend Amend
<b>DENR/WILDLIFE RESOURCES COMMISSION</b>	Rabbits	15 NCAC 10B .0207	Amend

**DENR/COMMISSION FOR HEALTH SERVICES**

Standards for Owners	15 NCAC 13A .0109	Amend
Interim Status Standards	15 NCAC 13A .0110	Amend
Standards for Management	15 NCAC 13A .0111	Amend
Disposition of Fetal Remains	15 NCAC 13B .1301	Amend
Alternate Landfill Liner	15 NCAC 13B .1624	Amend

**TRANSPORTATION, DEPARTMENT OF/DIVISION OF HIGHWAYS**

General Regulations for Drawbridges	19 NCAC 2D .0415	Amend
Disqualification of Bidders	19 NCAC 2D .0816	Amend

**STATE BOARDS/ATHLETIC TRAINER EXAMINERS, BOARD OF**

Application for Licensure	21 NCAC 3 .0101	Adopt
Good Moral Character	21 NCAC 3 .0102	Adopt
Athletic Trainers not Certified	21 NCAC 3 .0103	Adopt
Fees	21 NCAC 3 .0201	Adopt
Renewal Request Form	21 NCAC 3 .0301	Adopt
Continuing Education	21 NCAC 3 .0302	Adopt
Lapsed License	21 NCAC 3 .0303	Adopt
Board Approval of Courses	21 NCAC 3 .0304	Adopt
Disciplinary Actions	21 NCAC 3 .0401	Adopt
Minimum Requirements	21 NCAC 3 .0501	Adopt

**STATE BOARDS/COSMETIC ART EXAMINERS, STATE BOARD OF**

Report of Enrollment	21 NCAC 14I .0107	Amend
General Exam Instructions	21 NCAC 14N .0103	Amend

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**RULES REVIEW COMMISSION**

**August 20, 1998  
MINUTES**

The Rules Review Commission met on August 20, 1998, in the Assembly Room of the Methodist Building, 1307 Glenwood Avenue, Raleigh, North Carolina. Commissioners in attendance were Vice Chairman Teresa L. Smallwood, Stephen P. Rader, George S. Robinson, David R. Twiddy, Anita A. White, and Mark P. Garside.

Staff members present were: Joseph J. DeLuca, Staff Director; Bobby Bryan, Rules Review Specialist; and Sandy Webster.

The following people attended:

Valerie Chaffin	Hunton & Williams
Charlotte Hall	DHHS/MH/DD/SAS
Harry Wilson	State Board of Education
Charles Jones	DENR/DCM
Kim Murphy	DENR/DCM
Emily Lee	Transportation
Dedra Alston	DENR
Ed Norman	DENR

**APPROVAL OF MINUTES**

The meeting was called to order at 10:15 a.m. with Vice Chairman Smallwood presiding. She asked for any discussion, comments, or corrections concerning the minutes of the July 23, 1998 meeting. There being none, the minutes were approved.

**FOLLOW-UP MATTERS**

15A NCAC 18A .3101, .3102, .3105, .3108, and .3109 – DENR/Commission for Health Services: The rewritten rules submitted by the agency were approved by the Commission.

#### **LOG OF FILINGS**

Vice Chairman Smallwood presided over the review of the log and all rules were unanimously approved with the following exceptions:

16 NCAC 6G .0501 – State Board of Education: Commissioner Twiddy voted not to approve this rule. Vice Chairman Smallwood voted to approve.

#### **COMMISSION PROCEDURES AND OTHER MATTERS**

Mr. DeLuca requested that the October meeting be changed from October 15 to October 22. The Commissioners agreed. The next meeting will be on September 17, 1998.

The meeting adjourned at 10:50 a.m.

Respectfully submitted,  
Sandy Webster

**T**his Section contains the full text of some of the more significant Administrative Law Judge decisions along with an index to all recent contested cases decisions which are filed under North Carolina's Administrative Procedure Act. Copies of the decisions listed in the index and not published are available upon request for a minimal charge by contacting the Office of Administrative Hearings, (919) 733-2698. Also, the Contested Case Decisions are available on the Internet at the following address: <http://www.state.nc.us/OAH/hearings/decision/caseindex.htm>.

**OFFICE OF ADMINISTRATIVE HEARINGS**

*Chief Administrative Law Judge*  
JULIAN MANN, III

*Senior Administrative Law Judge*  
FRED G. MORRISON JR.

**ADMINISTRATIVE LAW JUDGES**

Brenda B. Becton  
Sammie Chess Jr.  
Beecher R. Gray  
Melissa Owens

Meg Scott Phipps  
Robert Roosevelt Reilly Jr.  
Dolores O. Smith

<u>AGENCY</u>	<u>CASE NUMBER</u>	<u>ALJ</u>	<u>DATE OF DECISION</u>	<u>PUBLISHED DECISION REGISTER CITATION</u>
<b>ALCOHOLIC BEVERAGE CONTROL COMMISSION</b>				
Alcoholic Beverage Control Commission v. Kenneth Jerome	97 ABC 1205	Phipps	07/23/98	
Alcoholic Beverage Control Commission v. Jesse Jacob Joyner, Jr.	97 ABC 1438	Phipps	06/19/98	
Alcoholic Beverage Control Commission v. Trade Oil Company, Inc.	98 ABC 0033	Reilly	08/21/98	
Alcoholic Beverage Control Comm. v. Partnership T/A C & J's Shipwreck	98 ABC 0296	Morrison	08/19/98	
Alcoholic Beverage Control Commission v. Axis Entertainment	98 ABC 0357*	Reilly	07/02/98	
Sokha Huor Ramadneh v. Alcoholic Beverage Control Commission	98 ABC 0382	Smith	06/30/98	
Alcoholic Beverage Control Commission v. Delores Williams Alnaqib	98 ABC 0392	Chess	07/30/98	
Alcoholic Beverage Control Commission v. Axis Entertainment	98 ABC 0401*	Reilly	07/02/98	
Alcoholic Beverage Control Commission v. Bridgette Dee Williams	98 ABC 0501	Reilly	08/11/98	
Alcoholic Beverage Control Commission v. Robert Lee, Inc.	98 ABC 0518	Gray	08/11/98	
Tarus Jackson v. Alcoholic Beverage Control Commission	98 ABC 0768	Smith	07/13/98	
<b>BOARD OF CONTRACTORS</b>				
Heritage Pointe Builders, Inc. & Patrick Hannon v. Bd. of Contractors	97 LBC 0243	Phipps	08/17/98	
<b>CRIME CONTROL AND PUBLIC SAFETY</b>				
Loretta Battle v. Crime Victims Compensation Commission	97 CPS 0654	Gray	08/10/98	
Cynthia Austin v. Crime Victims Compensation Commission	97 CPS 1499	Reilly	08/12/98	13 05 NCR 533
Marcella Skaggs v. Crime Victims Compensation Commission	98 CPS 0065	Owens	06/05/98	
Talmadge E. McHenry v. Crime Victims Compensation Commission	98 CPS 0116	Gray	06/24/98	
Linda Caldwell Wiggins v. Crime Victims Compensation Commission	98 CPS 0153	Chess	08/27/98	
Kenneth T. Lytle v. Crime Victims Compensation Commission	98 CPS 0176	Reilly	07/06/98	
Shirley Henryhand v. Crime Victims Compensation Commission	98 CPS 0263	Morrison	08/11/98	
Brenda Jean Thomas v. Crime Victims Compensation Commission	98 CPS 0314	Morrison	08/11/98	
Mia Thompson-Clark v. Crime Victims Compensation Commission	98 CPS 0349	Chess	05/14/98	
Faye E. Powell v. Crime Victims Compensation Commission	98 CPS 0808	Owens	08/28/98	
<b>ENVIRONMENT AND NATURAL RESOURCES</b>				
Teresa Heflin v. Department of Environment and Natural Resources	97 EHR 0409	Morrison	07/29/98	
Ronald Prater v. Department of Environment and Natural Resources	97 EHR 0451	Reilly	07/02/98	
James F. Smith v. Department of Environment and Natural Resources	97 EHR 1365	Chess	07/17/98	
Hickory Alliance v. Department of Environment and Natural Resources and Godfrey Lumber Company, Inc.	97 EHR 1607	Reilly	07/17/98	
John M. Silvia v. Department of Environment and Natural Resources	97 EHR 1646	Chess	06/03/98	
Godfrey Lumber Company, Inc. v. Dept. of Environment & Natural Resources and Hickory Alliance	97 EHR 1676	Reilly	07/17/98	
Gregory B. Jackson, Brenda R. Jackson v. Greene Cty. Hlth. Dept., ENR	98 EHR 0042	Reilly	07/02/98	

**CONTESTED CASE DECISIONS**

<u>AGENCY</u>	<u>CASE NUMBER</u>	<u>ALJ</u>	<u>DATE OF DECISION</u>	<u>PUBLISHED DECISION REGISTER CITATION</u>
Robert G. Goff, Sr v Department of Environment and Natural Resources	98 EHR 0072*	Gray	06/25/98	
Scotland Water, Cedar Circle v Environment and Natural Resources	98 EHR 0236	Smith	06/09/98	
Eric Glenn Harrison v Environment and Natural Resources	98 EHR 0373	Reilly	08/28/98	
Robert G. Goff, Sr v Department of Environment and Natural Resources	98 EHR 0448*	Gray	06/25/98	
<b><i>Division of Environmental Management</i></b>				
Save Our Rivers, Inc., et al v Town of Highlands, EHNR, Env. Mgmt.	91 EHR 0377	Gray	07/30/98	
William W. Cobey, Jr., Secretary				
US Dept of the Interior Nat'l Park Svcs v Environmental Mgmt Comm	98 EHR 0410	Smith	08/20/98	13-06 NCR 578
<b><i>Division of Marine Fisheries</i></b>				
Lady LaShanda Melvin Bryant v EHNR, Division of Marine Fisheries	97 EHR 1459	Gray	07/20/98	
<b><i>Division of Water Quality</i></b>				
Worsley Oil Companies, Inc v DENR, DWQ, Groundwater Section	98 EHR 0735	Chess	08/24/98	
Silver Bullet, Inc v DENR, Division of Water Quality	98 EHR 0931	Chess	08/20/98	
<b>HEALTH AND HUMAN SERVICES</b>				
Stanley C. Ochulo v Off./Administrative Hearings, Mr R. Marcus Lodge	98 DHR 0021	Reilly	06/24/98	
Oliver C. Johnson, Hazel T. Johnson v Health and Human Services	98 DHR 0090	Gray	07/08/98	
Louise Streater v Health and Human Services	98 DHR 0196	Gray	06/03/98	
Richard E. Lawrence, Rebecca A. Lawrence v Health and Human Services	98 DHR 0209	Phipps	07/15/98	
John David Brinson v Department of Human Resources	98 DHR 0369	Owens	08/17/98	
Stephanie Wade v Department of Health and Human Services	98 DHR 0666	Reilly	08/19/98	
Carolyn L. Freeman v Department of Human Resources	98 DHR 0721	Gray	08/05/98	
Christopher Germano, Lee Germano v Department of Health	98 DHR 0780	Owens	07/28/98	
<b><i>Division of Child Development</i></b>				
Dulatown Presbyterian Children's Ctr. v DHHS, Child Development	98 DHR 0654	Gray	08/06/98	
<b><i>Division of Facility Services</i></b>				
Pearlie W. Lawson v DHHS, Facility Svcs., Health Care Personnel Reg.	97 DHR 1034	Becton	07/30/98	
Annie K. Morgan v Health & Human Services, Facility Services	97 DHR 1046*	Phipps	07/23/98	
Mooresville Hospital Mgmt. Associates, Inc d/b/a Lake Norman Regional Medical Center v DHR, Facility Services, Certificate of Need Section and	97 DHR 1209	Reilly	06/23/98	
Autumn Corporation and McKinley V Jurney				
Constellation Health Services, Inc. and Constellation Senior Services, Inc v DHR, Facility Services, Group Care Licensure Section and	97 DHR 1529	Gray	06/24/98	
Diversified Health Group, L L C, and The Innovative Health Group, Inc				
Robin Annette Reavis v Health and Human Svcs., Div. of Facility Svcs	97 DHR 1672	Reilly	08/12/98	
Jennifer Blofeld v DHHS, Facility Svcs., Health Care Personnel Registry	98 DHR 0096	Gray	08/21/98	
Sunlite Retirement Home, Winnie Jane Johnson v DHR, Facility Services	98 DHR 0124	Phipps	06/11/98	
Helen Shokot v Health and Human Services, Div. of Facility Services	98 DHR 0173	Chess	08/26/98	
Ann Davis Rest Home v Group Care Licensure Section	98 DHR 0197	Phipps	06/23/98	
Diane Lingard v DHR, Facility Svcs, Health Care Personnel Reg	98 DHR 0214	Becton	06/22/98	
Kimberly Annette Smith Hull v DHHS, Division of Facility Services	98 DHR 0239	Phipps	06/23/98	
Deborah Ann Holt v DHHS, Division of Facility Services	98 DHR 0348	Phipps	06/22/98	
Terri Michelle Tyler v Health & Human Svcs, Div. of Facility Services	98 DHR 0458	Gray	08/21/98	
Doris Jones Holmes v DHHS, Facility Svcs, Health Care Personnel Reg	98 DHR 0463	Gray	08/21/98	
Annie K. Morgan v Health & Human Services.. Facility Services	98 DHR 0496*	Phipps	07/23/98	
Johnnie E. Williams v DHHS, Division of Facility Services	98 DHR 0639	Reilly	07/02/98	
<b><i>Division of Medical Assistance</i></b>				
Charlotte-Mecklenburg Hospital Authority, d/b/a Carolinas Medical Ctr., and Harry Mahannah, M.D. v DHHS, Division of Medical Assistance	97 DHR 0621	Smith	07/08/98	
<b><i>Division of Social Services</i></b>				
William & Crystal Steakley v DHHS, Division of Social Services	98 DHR 0076	Gray	07/20/98	
Raji Abdus-Salaam v Department of Human Resources, DSS-DCA	98 DHR 0771	Owens	07/30/98	
<b><i>Child Support Enforcement Section</i></b>				
Dorman E. Drake v Department of Human Resources	96 CRA 1717	Smith	08/25/98	
Robert Alan Davis v Department of Human Resources	96 CRA 1781*	Phipps	08/20/98	
Troy R. Emmons, Jr. v Department of Human Resources	96 CRA 1798	Reilly	08/25/98	
Dale W. Hutchinson v Department of Human Resources	96 CRA 1981	Mann	08/26/98	
Jeffery Lee Graves v Department of Human Resources	98 CRA 0137	Becton	06/23/98	
Donald L. Carr, Jr. v Department of Human Resources	98 CRA 0545	Reilly	06/08/98	
Marvin Diggs v Department of Human Resources	98 CRA 0588	Reilly	06/24/98	
Dennis Lee McNeill v Department of Human Resources	96 CSE 1305	Gray	06/22/98	
Byron O. Ashby II v Department of Human Resources	96 CSE 1435	Mann	07/15/98	
Hubert L. Morrison v Department of Human Resources	96 CSE 1649	Reilly	08/12/98	
Robert Alan Davis v Department of Human Resources	96 CSE 1780*	Phipps	08/20/98	

**CONTESTED CASE DECISIONS**

<u>AGENCY</u>	<u>CASE NUMBER</u>	<u>ALJ</u>	<u>DATE OF DECISION</u>	<u>PUBLISHED DECISION REGISTER CITATION</u>
Michael Anthony Hill v. Department of Human Resources	96 CSE 2028	Mann	08/26/98	
Michael A. Wilder v. Department of Human Resources	97 CSE 1301	Chess	07/17/98	
Billy Anthony Jr. v. Department of Human Resources	97 CSE 1393	Reilly	06/24/98	
Alton D. Bagley v. Department of Human Resources	97 CSE 1424	Chess	06/02/98	
Bernel B. Berry Jr. v. Department of Human Resources	97 CSE 1435	Smith	06/12/98	
Darryl Simpkins v. Department of Health & Human Services	97 CSE 1436	Chess	08/11/98	
Anthony Montgomery v. Department of Human Resources	97 CSE 1442	Phipps	06/17/98	
Terry Letterman v. Department of Human Resources	97 CSE 1492	Smith	06/22/98	
Annette Chipman v. Department of Human Resources	97 CSE 1545	Phipps	07/23/98	
Paul J. Mobley, Jr. v. Department of Human Resources	97 CSE 1568	Phipps	06/17/98	
Robert A. Sherer v. Department of Human Resources	97 CSE 1605	Mann	07/15/98	
Gregory Andre Brown v. Department of Health and Human Services	97 CSE 1656	Gray	08/27/98	
Rodger Hazen II v. Department of Human Resources	97 CSE 1666	Chess	07/17/98	
Wade A. Burgess v. Department of Human Resources	98 CSE 0071	Morrison	06/12/98	
Robert L. Robinson v. Department of Human Resources	98 CSE 0130	Reilly	07/15/98	
Jamie A. Hurtt v. Department of Health & Human Services	98 CSE 0307	Morrison	07/06/98	
Renardo Jenkins v. Department of Human Resources	98 CSE 0310	Smith	06/23/98	
Anthony Love v. Department of Human Resources	98 CSE 0312	Phipps	06/23/98	
Steven Kent Gold v. Department of Human Resources	98 CSE 0333	Morrison	07/01/98	
Leroy J. Poole v. Department of Human Resources	98 CSE 0375	Reilly	07/02/98	
Hoyal A. McLean v. Department of Health & Human Services	98 CSE 0420	Smith	07/29/98	
Michael Bernard Hill v. Department of Health & Human Services	98 CSE 0421	Beeton	07/15/98	
Charlie Ratliff Jr. v. Department of Health & Human Services	98 CSE 0449	Mann	07/15/98	
John B. Hall v. Department of Human Resources	98 CSE 0506	Chess	07/20/98	
Derrick A. Brinton v. Department of Human Resources	98 CSE 0555	Smith	08/07/98	
Tabatha D. Pate v. Department of Human Resources	98 CSE 0556	Beeton	06/23/98	
Amanda F. Blount v. Department of Human Resources	98 CSE 0560	Chess	07/29/98	
John L. Bullard v. Department of Human Resources	98 CSE 0569	Morrison	08/06/98	
Charlie Gray Hunt Jr. v. Department of Human Resources	98 CSE 0607	Smith	06/22/98	
Willie R. Cruse v. Department of Health and Human Services	98 CSE 0653	Mann	08/26/98	
Thomas H. Lotze, Jr. v. Department of Health and Human Services	98 CSE 0658	Phipps	08/31/98	
Robert L. Williams v. Department of Human Resources	98 CSE 0682	Smith	06/22/98	
Teresa L. Galloway v. Department of Health & Human Services	98 CSE 0769	Beeton	07/30/98	
Vernon Reginald Pinkney v. Department of Health & Human Services	98 CSE 0833	Owens	07/29/98	
Elijah G. Deans v. Department of Health & Human Services	98 CSE 0867	Phipps	07/20/98	
James Howard Alexander v. Department of Health & Human Services	98 CSE 0869	Reilly	08/06/98	
Lee J. Coggins v. Department of Human Resources	98 CSE 0894	Smith	08/20/98	
Vickie E. Lane v. Michael L. Adams, Department of Human Resources	96 DCS 2105	Gray	07/08/98	
Rachel D. Farmer v. Department of Health and Human Services	97 DCS 0251	Phipps	08/31/98	
Janice Scott Padgett (Fisher) v. Department of Human Resources	97 DCS 1219	Smith	07/29/98	
Barbara Fanta-Blandine v. Department of Human Resources	97 DCS 1486	Morrison	06/22/98	
Sharon Brim v. Department of Health & Human Services	97 DCS 1574	Gray	08/04/98	
Terita M. Sharpe v. Department of Human Resources	98 DCS 0468	Morrison	06/09/98	
Ruth McFadden v. Department of Human Resources	98 DCS 0675	Reilly	07/15/98	
<i>Division of Women's and Children's Health</i>				
Khamis A. Sirhan v. DHHS, Women's/Children's Health, Nutrition Svcs.	98 DHR 0219	Reilly	08/11/98	
Joseph A. Nawas v. DHHS, Women's/Children's Health, Nutrition Svcs.	98 DHR 0637	Phipps	07/02/98	
<b>JUSTICE</b>				
<i>Alarm Systems Licensing Board</i>				
Claude David Huggins v. Alarm Systems Licensing Board	98 DOJ 0871	Morrison	07/09/98	
<i>Auctioneer Licensing Board</i>				
Wiley R. Tyndall v. Auctioneer Licensing Board	97 DOJ 1236	Phipps	07/24/98	
<i>Education and Training Standards Division</i>				
Thomas Dwayne Brown v. Sheriff's Education & Training Standards Comm	97 DOJ 1319	Phipps	07/29/98	
Kenneth Joseph Jackson v. Sheriff's Education & Training Standards Comm	97 DOJ 1578* <sup>8</sup>	Gray	08/20/98	
Odis Fitzgerald Darden v. Sheriff's Education & Training Standards Comm.	97 DOJ 1698	Reilly	06/12/98	
Hoyle Kenneth Wise, Jr. v. Sheriff's Education & Training Standards Comm	98 DOJ 0022	Smith	07/14/98	
Hearn Oxendine v. Criminal Justice Education & Training Stds. Comm	98 DOJ 0121	Smith	06/22/98	
James Farrell Roberts v. Criminal Justice Education & Training Stds. Comm	98 DOJ 0147	Smith	07/16/98	
Phillip Keith McPherson v. Sheriff's Education & Training Standards Comm	98 DOJ 0388	Reilly	07/24/98	
Daryl LaMar Bryant v. Sheriff's Education & Training Standards Comm.	98 DOJ 0430	Gray	07/21/98	
Harold F. Esters v. Sheriff's Education & Training Standards Comm	98 DOJ 0431	Gray	08/21/98	
William Scott Key v. Sheriff's Education & Training Standards Comm	98 DOJ 0432	Beeton	06/08/98	
Johnny Wayne Wills v. Criminal Justice Education & Training Stds. Comm	98 DOJ 0574	Chess	07/30/98	
James E. Ellerbe v. Sheriff's Education & Training Standards Comm	98 DOJ 0600	Morrison	08/07/98	
Paul Harvey Taylor v. DOJ, Criminal Justice Ed & Training Stds. Comm	98 DOJ 0841	Phipps	07/10/98	
Kenneth Joseph Jackson v. Sheriff's Education & Training Standards Comm	98 DOJ 0847* <sup>8</sup>	Gray	08/20/98	
Tracey Jerome Clark v. Sheriff's Education & Training Standards Comm	98 DOJ 0879	Owens	08/31/98	

**CONTESTED CASE DECISIONS**

<u>AGENCY</u>	<u>CASE NUMBER</u>	<u>ALJ</u>	<u>DATE OF DECISION</u>	<u>PUBLISHED DECISION REGISTER CITATION</u>
<b>Private Protective Services Board</b>				
Claims Verification, Inc v Private Protective Services Board	98 DOJ 0848	Smith	08/04/98	
Stacey L. Williams v Private Protective Services Board	98 DOJ 0938	Morrison	08/18/98	
Eugene Norman Garrett v Private Protective Services Board	98 DOJ 0939	Morrison	08/18/98	
<b>BOARD OF MEDICAL EXAMINERS</b>				
Joe D. Crawford, M.D. v Medical Bd. of NC Bd. of Medical Examiners	98 BME 0870	Owens	07/30/98	
<b>PUBLIC INSTRUCTION</b>				
George & Ruth Sinclair for Adam Sinclair v Wake County Schools (Special Education Services)	97 EDC 1233	Phipps	08/11/98	
Nicholas Eirschele, By and Throught His Parents, Charles & Kathleen Eirschele v Craven County Board of Education	97 EDC 1234	Phipps	07/16/98	
Mrs Phyllis Y. Moore v Cumberland County Schools	98 EDC 0305	Gray	08/05/98	
Joseph J. Sarrero v Department of Public Instruction	98 EDC 0459	Owens	08/10/98	
<b>STATE PERSONNEL</b>				
<i>Department of Correction</i>				
Terry T. Rees v Department of Correction	97 OSP 1671* <sup>4</sup>	Smith	06/30/98	
Leon Owens v Department of Correction	98 OSP 0050	Becton	07/10/98	
Terry T. Rees v Department of Correction	98 OSP 0119* <sup>4</sup>	Smith	06/30/98	
Michael A. Smith v Department of Correction	98 OSP 0231* <sup>9</sup>	Reilly	08/11/98	
Michael A. Smith v Department of Correction	98 OSP 0317* <sup>9</sup>	Reilly	08/11/98	
Jayne D. Bledsoe v Correction, Div. of Adult Probation & Parole	98 OSP 0543	Owens	07/29/98	
Carl W. Craven, II v Pender Correctional Institution	98 OSP 0633	Smith	06/25/98	
Tommy L. Hancock v Department of Correction	98 OSP 0881	Owens	08/04/98	
<i>Crime Control and Public Safety</i>				
Roger D. Davis v Crime Control & Public Safety, St. Hwy Patrol	97 OSP 0617	Chess	05/27/98	
Albert R. Little v Crime Control & Public Safety, Info Sys Specialists	97 OSP 1157	Morrison	07/22/98	
<i>Employment Security Commission</i>				
Jane B. Bolin and Arlene G. Sellers v Employment Security Commission	97 OSP 1122* <sup>1</sup>	Chess	06/02/98	
Jane B. Bolin and Arlene G. Sellers v Employment Security Commission	97 OSP 1134* <sup>1</sup>	Chess	06/02/98	
<i>Environment and Natural Resources</i>				
Charles Anthony Bruce v ENR, Division of Parks and Recreation	98 OSP 0240	Reilly	06/08/98	
<i>Health and Human Services</i>				
Annette Honea v Department of Human Resources	96 OSP 0833	Chess	08/24/98	
Angela M. Miles v Cumberland County Department of Social Services	97 OSP 0613* <sup>5</sup>	Gray	07/10/98	
Shung Fung-Chin v Department of Human Resources, Caswell Center	97 OSP 0638* <sup>10</sup>	Chess	08/13/98	
Charity Swick v Cumberland County Department of Social Services	97 OSP 0775	Gray	07/10/98	
Yolandra Best and Roy Hudson v DHHS, John Umstead Hospital	97 OSP 0862* <sup>11</sup>	Chess	08/13/98	
Yolandra Best and Roy Hudson v DHHS, John Umstead Hospital	97 OSP 0863* <sup>11</sup>	Chess	08/13/98	
Fred Foster, Jr v Department of Health and Human Services	97 OSP 1287* <sup>12</sup>	Smith	08/20/98	
Shung Fung-Chin v Department of Human Resources, Caswell Center	97 OSP 1530* <sup>10</sup>	Chess	08/13/98	
Ruth Holroyd v Montgomery Cty DSS, Children's Services	97 OSP 1586	Smith	05/27/98	
Fred Foster, Jr v Department of Health and Human Services	97 OSP 1701* <sup>12</sup>	Smith	08/20/98	
James W. Crews v DHHS, Murdoch Center	98 OSP 0060	Gray	07/20/98	
Patricia R. Quick v DHHS, Dorothea Dix Hospital	98 OSP 0061	Becton	07/16/98	
Angela M. Miles v Cumberland County Department of Social Services	98 OSP 0084* <sup>5</sup>	Gray	07/10/98	
Delores Laverne Rich v Health & Human Services, Dorothea Dix Hosp	98 OSP 0120	Gray	07/08/98	
Fred Foster, Jr v. Department of Health and Human Services	98 OSP 0187* <sup>12</sup>	Smith	08/20/98	
David A. Kilpatrick v Health & Human Services, Caswell Center	98 OSP 0271	Owens	08/13/98	
Fred Foster, Jr v. Department of Health and Human Services	98 OSP 0403* <sup>12</sup>	Smith	08/20/98	
Anthony M. Ruiz v Department of Health & Human Svcs, Youth Svcs	98 OSP 0454	Gray	06/04/98	
Rudolph Waters v DHHS, Youth Services, Dobbs School	98 OSP 0474	Morrison	07/30/98	
Euwell Falconer v Karen A. Andrews, Gaston-Lincoln Area Mental Health	98 OSP 0538	Reilly	08/06/98	
Jeffrey L. Williams v Dorothea Dix Hospital	98 OSP 0595	Becton	07/22/98	
Barbara Jean Paquette v Durham County (respondeat superior for the Durham County Public Library)	98 OSP 0765	Morrison	08/05/98	
<i>Department of Justice</i>				
Linda Margaret Koss v State Bureau of Investigation	97 OSP 0189	Chess	08/14/98	
<i>Department of Public Instruction</i>				
Lillie Burnette Pearsall v Wayne Cty Bd. of Ed., Mrs. Veda McNair and Mr. Steve Taylor	98 OSP 0944	Smith	08/25/98	

\* Consolidated Cases.

**CONTESTED CASE DECISIONS**

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<i>Secretary of State</i> Jonathan M. Demers v. Department of Secretary of State	97 OSP 1018	Becton	07/07/98	13:03 NCR 343
<i>Department of Transportation</i> Larry W. Davis v. Department of Transportation Sherry Lynn Noles v. Department of Transportation-NCDMV	98 OSP 0241 98 OSP 0269	Gray Chess	07/08/98 08/11/98	
<i>University of North Carolina</i> Douglas Love, Jr v UNC Hospitals Deborah J. Fenner v. NC Central University Joyce M. Smith v. North Carolina Central University Edwin Swain v. University of North Carolina at Chapel Hill Leo Watford, Roosevelt Parris, Claiborne Baker, et al. v. University of North Carolina at Chapel Hill	97 OSP 0662 97 OSP 0902 97 OSP 1297 97 OSP 1694 98 OSP 0254	Reilly Chess Smith Morrison Chess	06/08/98 05/29/98 06/25/98 07/31/98 07/17/98	
Jonathan L. Fann v. North Carolina State University Physical Plant Robert W. Brinson v. NC State University	98 OSP 0465 98 OSP 0887	Becton Owens	07/17/98 08/10/98	
<b>STATE TREASURER</b> Hugh A. Wells v. Consolidated Judicial Retirement System of NC; Bd. of Trustees Teachers and State Employees' Retirement System	98 DST 0316	Morrison	06/05/98	13:01 NCR 166
<b>TRANSPORTATION</b> David Warren Dew et al. v. Motor Vehicles, Alexander Killens Comm.	95 DOT 1144	Gray	06/04/98	
<b>UNIVERSITY OF NORTH CAROLINA</b> Patricia D. Hall v. University of North Carolina at Chapel Hill Ladonna P. James v. UNC Hospitals	98 UNC 0397 98 UNC 0591	Reilly Becton	08/20/98 07/20/98	

**STATE OF NORTH CAROLINA**

**COUNTY OF ALLEGHANY**

**IN THE OFFICE OF  
ADMINISTRATIVE HEARINGS  
98 EHR 0410**

U.S. DEPARTMENT OF THE INTERIOR NATIONAL )  
PARK SERVICE )  
Petitioner, )  
v. )  
ENVIRONMENTAL MANAGEMENT COMMISSION )  
Respondent. )

**RECOMMENDED DECISION  
ALLOWING SUMMARY JUDGMENT  
FOR RESPONDENT**

UPON CONSIDERATION of the Petitioner's Motion for Summary Judgment and the Respondent's response thereto, the undersigned determines the following:

Summary Judgment is appropriate where there is no genuine issue as to any material fact and judgment may be rendered as a matter of law. Summary Judgment may be rendered against the moving party. Both parties agree and the undersigned finds that there are no genuine issues of material fact and this matter is appropriate for a ruling in the nature of a Summary Judgment.

The Petitioner National Park Service administers lands in the State of North Carolina as a part of the Blue Ridge Parkway, a unit of the National Park System.

At the Cumberland Knob Maintenance area in Alleghany County, the Park Service has an underground storage tank containing petroleum products which have leaked into the surrounding soils.

The Respondent Environmental Management Commission ordered the Petitioner to prepare a Comprehensive Site Assessment and a Corrective Action Plan.

These documents were not submitted to the Respondent and are currently more than one year late (The Petitioner asserts that it continues in its efforts to submit to the State acceptable documents).

For failing to submit the Comprehensive Site Assessment, the North Carolina Environmental Management Commission assessed a civil penalty in the amount of \$1,500.

For failing to submit the Corrective Action Plan, the Park Service was assessed a civil penalty in the amount of \$1,500.

Investigation costs in the amount of \$429.00 were also assessed against Petitioner.

The violations cited relate to regulations contained in the North Carolina Administrative Code, Title 15A, Subchapter 2L, Sections .0106(g) and .0l06(h), groundwater classification standards. The authority to promulgate these regulations is derived from N.C. G.S. § 143.214.1. This statutory provision is contained in an article on water and air pollution.

Both parties agree that the United States may be subject to State environmental regulation only if Congress has provided a statutory waiver of the Federal Government's sovereign immunity and that any waiver of the Federal Government's sovereign immunity must be unequivocal and must be construed strictly in favor of the sovereign.

Congress included one waiver of the Federal Government's sovereign immunity in the Clean Water Act (CWA) and two additional waivers in the Resource Conservation and Recovery Act (RCRA).

The waiver of sovereign immunity in the Clean Water Act is at 33 U.S.C. § 1323 U.S. 25, 27 (1951).

The CWA makes the Federal Government subject to all Federal, State, interstate, and local requirements, administrative authority, process and sanctions respecting the control and abatement of water pollution.

Since the Respondent fined the Petitioner for violations of 15A NCAC 2L, the Subchapter on "Groundwater Classification

and Standards,' it would appear that the CWA waiver would apply since the pollution at issue involved water.

However, both parties agree that the Clean Water Act only governs "discharges of oil or hazardous substances into or upon the **navigable waters of the United States**".

Both parties further agree that the contaminated groundwater at issue does not feed into navigable water and the waiver of immunity found in the Clean Water Act is, therefore, not applicable.

Another waiver of sovereign immunity is contained in the Underground Storage Tank Act, 42 U.S.C. § 6991f(a).

The parties agree, however, that the applicable waiver of sovereign immunity is not found in the Underground Storage Tank Act.

The Respondent concedes, "If the Respondent had charged the Petitioner with a violation of 15A NCAC 2N, the Subchapter on 'Criteria and Standards Applicable to Underground Storage Tanks', then the applicable waiver would be found at §6991f. Since the Respondent has not claimed that the Petitioner has broken any of the regulations governing underground storage tanks, the waiver of the Federal Government's sovereign immunity is not found at §6991f..."

Respondent, however, contends that Congress has also provided a general waiver of the Federal Government's sovereign immunity at 42 U.S.C.A. §6961 of the Revenue Conservation and Recovery Act (RCRA). This general federal facilities waiver asserts that:

Each department, agency, and instrumentality... of the Federal Government ... (2) engaged in any activity resulting, or which may result, in the disposal or management of solid waste or hazardous waste shall be subject to, and comply with, all Federal, State, interstate, and local requirements, both substantive and procedural (including any requirement for permits or reporting or any provision for injunctive relief and such sanctions as may be imposed by a court to enforce such relief), respecting control and abatement of solid waste or hazardous waste disposal and management.... **The Federal, State, interstate, and local substantive and procedural requirements referred to in this subsection includes, but are not limited to, all administrative orders and all civil administrative penalties and fines, regardless of whether such penalties or fines are punitive or coercive in nature or are imposed for isolated, intermittent, or continuing violations. The United States hereby expressly waives any immunity otherwise applicable to the United States with respect to any substantive or procedural requirement (including, but not limited to, any injunctive relief, administrative order or civil or administrative penalty or fine referred to in the preceding sentence, or reasonable service charge).**

The Petitioner is a department of the Federal Government who has engaged in an activity which resulted in the disposal of a solid waste.

Federal courts have concluded that once petroleum leaks from an underground storage tank, it should be treated under RCRA as a nonhazardous solid waste.

It is not disputed that 15 NCAC 2L is a valid State requirement adopted by the Respondent pursuant to its delegated powers under NCGS §143-215.3. Nor is it disputed that the 2L requirements apply to the Petitioner as a person (person includes governmental agencies) who must undertake a Site Assessment and implement a Correction Plan once it has caused an unpermitted "discharge of a waste or ... oil to the groundwaters of the State." N.C. Admin. Code tit. 15A, r. 02L.0106(1997).

Respondent therefore asserts that the relevant waiver of the Federal Government's sovereign immunity is found in §6961 of RCRA.

It is determined that the plain language of §6961 expressly waives the Federal Government's sovereign immunity as to civil penalties assessed by the States due to violations of a State environmental requirements, both substantive and procedural. The Motion for Summary Judgment submitted by the Petitioner is **DENIED** and Summary Judgment is **ALLOWED** in favor of the Respondent.

**RECOMMENDATION**

It is recommended that a ruling in the nature of a Summary Judgment in favor of the Respondent be AFFIRMED.

It is recommended that the decision to assess fines against the Petitioner be AFFIRMED.

**ORDER**

It hereby is ordered that the agency serve a copy of the final decision on the Office of Administrative Hearings, Post Office Drawer 27447, Raleigh, North Carolina, 27611-7447, in accordance with North Carolina General Statute § 150B-36(b).

**NOTICE**

The agency making the final decision in this contested case is required to give each party an opportunity to file exceptions to this recommended decision and to present written arguments to those in the agency who will make the final decision. North Carolina General Statute 150B-36(a). The agency is required by North Carolina General Statute 150B-36 to serve a copy of the final decision on all parties and to furnish a copy to the party's attorney of record and to the Office of Administrative Hearings.

The agency that will make the final decision in this contested case is the Department of Environment and Natural Resources.

This the 20<sup>TH</sup> day of August, 1998.

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Dolores O. Smith  
Administrative Law Judge

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This index provides information related to notices, rules and other documents published in the Register. It includes information about rules for which Notice of Rule-Making Proceedings or Notice of Text have been published, rules submitted to the Rules Review Commission and rules codified since the last session of the General Assembly. For assistance contact the Rules Division at 919/733-2678.

**Fiscal Note:** S = Rule affects the expenditure or distribution of state funds. L = Rule affects the expenditure or distribution of local government funds. SE = Rule has a substantial economic impact of at least \$5,000,000 in a 12-month period. \* = Rule-making agency has determined that the rule does not impact state or local funds and does not have a substantial economic impact. See G.S. 150B-21.4.

**ACUPUNCTURE, LICENSING BOARD**

21 NCAC 01 .0101	12:22 NCR 1981	13:05 NCR 501
21 NCAC 01 .0105	12:22 NCR 1981	*

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1 NCAC 35 .0101	13:04 NCR 360
1 NCAC 35 .0103	13:04 NCR 360
1 NCAC 35 .0202	13:04 NCR 360
1 NCAC 35 .0304	13:04 NCR 360
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**Environmental Policy Act**

1 NCAC 25 .0212	12:23 NCR 2088
1 NCAC 25 .0213	12:23 NCR 2088
1 NCAC 25 .0302	12:23 NCR 2088
1 NCAC 25 .0303	12:23 NCR 2088
1 NCAC 25 .0402	12:23 NCR 2088
1 NCAC 25 .0504	12:23 NCR 2088
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1 NCAC 25 .0506	12:23 NCR 2088
1 NCAC 25 .0602	12:23 NCR 2088
1 NCAC 25 .0603	12:23 NCR 2088
1 NCAC 25 .0605	12:23 NCR 2088
1 NCAC 15 .0201	13:02 NCR 175

**Indian Affairs, Commission of**

1 NCAC 15 .0201	13:02 NCR 175
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- 1 NCAC'15 .0202 13:02 NCR 175  
 1 NCAC'15 .0203 13:02 NCR 175  
 1 NCAC'15 .0204 13:02 NCR 175  
 1 NCAC'15 .0205 13:02 NCR 175  
 1 NCAC'15 .0206 13:02 NCR 175  
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 1 NCAC'15 .0210 13:02 NCR 175  
 1 NCAC'15 .0211 13:02 NCR 175  
 1 NCAC'15 .0212 13:02 NCR 175  
 1 NCAC'15 .0213 13:02 NCR 175  
 1 NCAC'15 .0214 13:02 NCR 175

**Non-Public Education**

- 1 NCAC'40 .0101 13:05 NCR 521  
 1 NCAC'40 .0102 13:05 NCR 521  
 1 NCAC'40 .0103 13:05 NCR 521  
 1 NCAC'40 .0201 13:05 NCR 521  
 1 NCAC'40 .0202 13:05 NCR 521  
 1 NCAC'40 .0203 13:05 NCR 521  
 1 NCAC'40 .0204 13:05 NCR 521

**Purchase and Contract Division**

- 1 NCAC'05A 13:04 NCR 360  
 1 NCAC'05B 13:04 NCR 360  
 1 NCAC'05B .0301 12:17 NCR 1611  
 1 NCAC'05B .0302 12:17 NCR 1611  
 1 NCAC'05B .0310 12:17 NCR 1611

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1 NCAC 05B .0316		12:17 NCR 1611								
1 NCAC 05B .0401		12:17 NCR 1611								
1 NCAC 05B .0801		12:17 NCR 1611								
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1 NCAC 05B .1604		12:17 NCR 1611								
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1 NCAC 05C		13:04 NCR 360								
1 NCAC 05D		13:04 NCR 360								
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1 NCAC 30F .0305		13:04 NCR 360								
26 NCAC 01 .0102	N/A	N/A	N/A	N/A		Approve	06/18/98			13:03 NCR 334
<b>Civil Rights Division</b>										
26 NCAC 04 .0101	12:12 NCR 1071	12:16 NCR 1508	*			Approve	04/15/98			13:01 NCR 43
26 NCAC 04 .0201	12:12 NCR 1071	12:16 NCR 1508	*			Approve	04/15/98			13:01 NCR 43
26 NCAC 04 .0202	12:12 NCR 1071	12:16 NCR 1508	*			Approve	04/15/98			13:01 NCR 43
26 NCAC 04 .0202	N/A	N/A	N/A							*
26 NCAC 04 .0203	12:12 NCR 1071	12:16 NCR 1508	*			Approve	07/23/98			13:01 NCR 43
26 NCAC 04 .0204	12:12 NCR 1071	12:16 NCR 1508	*			Approve	04/15/98			13:01 NCR 43
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2 NCAC 34 .0102	12:09 NCR 743	12:14 NCR 1234	*			Approve	04/15/98			13:01 NCR 43
2 NCAC 34 .0302	12:09 NCR 743	12:14 NCR 1234	*			Approve	04/15/98			13:01 NCR 43
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2 NCAC 34 .0306	12:09 NCR 743	12:14 NCR 1234	*			Approve	04/15/98			13:01 NCR 43
2 NCAC 34 .0308	12:09 NCR 743	12:14 NCR 1234	*			Approve	04/15/98			13:01 NCR 43

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2 N.C.AC. 34 .0309	12:09 NCR 743	12:14 NCR 1234	S/I.		Approve	04/15/98	*		13.01 NCR 43	Addendum NCR 1419
2 N.C.AC. 34 .0342	12:09 NCR 743	12:14 NCR 1234	*		Approve	04/15/98			13.01 NCR 43	
2 N.C.AC. 34 .0313	12:09 NCR 743	12:14 NCR 1234	S/I.		Approve	04/15/98	*		13.01 NCR 43	Addendum NCR 1419
2 N.C.AC. 34 .0323	12:09 NCR 743	12:14 NCR 1234	*		Approve	04/15/98			13.01 NCR 43	
2 N.C.AC. 34 .0325	12:09 NCR 743	12:14 NCR 1234	*		Approve	04/15/98	*		13.01 NCR 43	
2 N.C.AC. 34 .0328	12:09 NCR 743	12:14 NCR 1234	*		Approve	04/15/98	*		13.01 NCR 43	
2 N.C.AC. 34 .0401	12:09 NCR 743	12:14 NCR 1234	*		Approve	04/15/98	*		13.01 NCR 43	
2 N.C.AC. 34 .0402	12:09 NCR 743	12:14 NCR 1234	*		Approve	04/15/98			13.01 NCR 43	
2 N.C.AC. 34 .0403	12:09 NCR 743	12:14 NCR 1234	*		Approve	04/15/98	*		13.01 NCR 43	
2 N.C.AC. 34 .0404	12:09 NCR 743	12:14 NCR 1234	*		Object	04/15/98			13.02 NCR 249	
2 N.C.AC. 34 .0406	12:09 NCR 743	12:14 NCR 1234	*		Approve	05/21/98	*		13.01 NCR 43	
2 N.C.AC. 34 .0501	12:09 NCR 743	12:14 NCR 1234	*		Approve	04/15/98	*		13.01 NCR 43	
2 N.C.AC. 34 .0502	12:09 NCR 743	12:14 NCR 1234	*		Approve	04/15/98	*		13.01 NCR 43	
2 N.C.AC. 34 .0503	11:21 NCR 1651	12:06 NCR 455	*						13.01 NCR 43	
2 N.C.AC. 34 .0503	12:09 NCR 743	12:14 NCR 1234	*		Approve	04/15/98	*		13.01 NCR 43	
2 N.C.AC. 34 .0504	12:09 NCR 743	12:14 NCR 1234	*		Approve	04/15/98	*		13.01 NCR 43	
2 N.C.AC. 34 .0505	12:09 NCR 743	12:14 NCR 1234	*		Approve	04/15/98	*		13.01 NCR 43	
2 N.C.AC. 34 .0506	12:09 NCR 743	12:14 NCR 1234	*		Approve	04/15/98	*		13.01 NCR 43	
2 N.C.AC. 34 .0507	12:09 NCR 743	12:14 NCR 1234	*		Approve	04/15/98	*		13.01 NCR 43	
2 N.C.AC. 34 .0508	12:09 NCR 743	12:14 NCR 1234	*		Approve	04/15/98			13.01 NCR 43	
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2 N.C.AC. 34 .0602	12:09 NCR 743	11:21 NCR 1651	*		Approve	04/15/98	*		13.01 NCR 43	
2 N.C.AC. 34 .0602	12:09 NCR 743	12:14 NCR 1234	*						13.01 NCR 43	
2 N.C.AC. 34 .0604	12:09 NCR 743	12:06 NCR 455	*						13.01 NCR 43	
2 N.C.AC. 34 .0604	12:09 NCR 743	12:14 NCR 1234	*		Approve	04/15/98	*		13.01 NCR 43	
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2 NCAC 34 .0702	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			13:01 NCR 43
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2 NCAC 34 .1101	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			13:01 NCR 43
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21 NCAC 57A .0102	13:01 NCR 3		13:05 NCR 513	*						
21 NCAC 57A .0201	13:01 NCR 3		13:05 NCR 513	*						
21 NCAC 57A .0202	13:01 NCR 3		13:05 NCR 513	*						
21 NCAC 57A .0203	13:01 NCR 3		13:05 NCR 513	*						
21 NCAC 57A .0204	13:01 NCR 3		13:05 NCR 513	*						
21 NCAC 57A .0205	13:01 NCR 3		13:05 NCR 513	*						
21 NCAC 57A .0206	13:01 NCR 3		13:05 NCR 513	*						
21 NCAC 57A .0207	13:01 NCR 3		13:05 NCR 513	*						
21 NCAC 57A .0208	13:01 NCR 3		13:05 NCR 513	*						
21 NCAC 57A .0210	13:01 NCR 3		13:05 NCR 513	*						
21 NCAC 57A .0301	13:01 NCR 3		13:05 NCR 513	*						
21 NCAC 57A .0302	13:01 NCR 3		13:05 NCR 513	*						
21 NCAC 57A .0303	13:01 NCR 3		13:05 NCR 513	*						
21 NCAC 57A .0304	13:01 NCR 3		13:05 NCR 513	*						
21 NCAC 57A .0305	13:01 NCR 3		13:05 NCR 513	*						
21 NCAC 57A .0306	13:01 NCR 3		13:05 NCR 513	*						
21 NCAC 57A .0401	13:01 NCR 3		13:05 NCR 513	*						
21 NCAC 57A .0402	13:01 NCR 3		13:05 NCR 513	*						
21 NCAC 57A .0403	13:01 NCR 3		13:05 NCR 513	*						

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21 NCAC 57A .0404	13:01 NCR 3				13:05 NCR 513	*				
21 NCAC 57A .0405	13:01 NCR 3				13:05 NCR 513	*				
21 NCAC 57A .0406	13:01 NCR 3				13:05 NCR 513	*				
21 NCAC 57A .0407	13:01 NCR 3				13:05 NCR 513	*				
21 NCAC 57A .0501	13:01 NCR 3				13:05 NCR 513	*				
<b>ARCHITECTURE, BOARD OF</b>										
21 NCAC 02 .0208	12:04 NCR 244									
21 NCAC 02 .0210	12:04 NCR 244									
21 NCAC 02 .0904	12:04 NCR 244				12:09 NCR 795	S/1,SE	Object	03/20/98		
21 NCAC 02 .0906	12:04 NCR 244				12:09 NCR 795	S/1,SE	Approve	04/15/98	*	
<b>ATHLETIC TRAINER EXAMINERS, BOARD OF</b>										
21 NCAC 03 .0101		12:18 NCR 1714			12:22 NCR 2007	S				
21 NCAC 03 .0102		12:18 NCR 1714			12:22 NCR 2007	S				
21 NCAC 03 .0103		12:18 NCR 1714			12:22 NCR 2007	S				
21 NCAC 03 .0201		12:18 NCR 1714			12:22 NCR 2007	S				
21 NCAC 03 .0301		12:18 NCR 1714			12:22 NCR 2007	S				
21 NCAC 03 .0302		12:18 NCR 1714			12:22 NCR 2007	S				
21 NCAC 03 .0303		12:18 NCR 1714			12:22 NCR 2007	S				
21 NCAC 03 .0304		12:18 NCR 1714			12:22 NCR 2007	S				
21 NCAC 03 .0401		12:18 NCR 1714			12:22 NCR 2007	S				
<b>ATHLETIC TRAINER EXAMINERS/MEDICAL BOARD COMMITTEE</b>										
21 NCAC 03 .0501		12:18 NCR 1714			12:22 NCR 2007	*				
<b>CERTIFIED PUBLIC ACCOUNTANT EXAMINERS</b>										
21 NCAC 08A .0301	12:08 NCR 619						Approve	04/15/98	*	
21 NCAC 08A .0301	13:03 NCR 269									13:01 NCR 43
21 NCAC 08A .0309	12:08 NCR 619						Approve	04/15/98	*	
21 NCAC 08A .0310	13:03 NCR 269									13:01 NCR 43

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21 NCAC 08F .0103	12.08 NCR 619		12.13 NCR 1138	*	Approve	04/15/98		*		13.01 NCR 43
21 NCAC 08F .0105	12.08 NCR 619		12.13 NCR 1138	*	Approve	04/15/98				13.01 NCR 43
21 NCAC 08F .0302	12.08 NCR 619		12.13 NCR 1138	*	Approve	04/15/98				13.01 NCR 43
21 NCAC 08F .0401	12.08 NCR 619		12.13 NCR 1138	*	Approve	04/15/98				13.01 NCR 43
21 NCAC 08F .0410	12.08 NCR 619		12.13 NCR 1138	*	Approve	04/15/98				13.01 NCR 43
21 NCAC 08G .0404	12.08 NCR 619		12.13 NCR 1138	*	Approve	04/15/98				13.01 NCR 43
21 NCAC 08H .0001	12.08 NCR 619		12.13 NCR 1138	*	Approve	04/15/98				13.01 NCR 43
21 NCAC 08H .0001	13.03 NCR 269									
21 NCAC 08I .0004	12.08 NCR 619		12.13 NCR 1138	*	Approve	04/15/98				13.01 NCR 43
21 NCAC 08I .0005	12.08 NCR 619		12.13 NCR 1138	*	Approve	04/15/98				13.01 NCR 43
21 NCAC 08J .0001	12.08 NCR 619		12.13 NCR 1138	*	Approve	04/15/98				13.01 NCR 43
21 NCAC 08J .0002	13.03 NCR 269									
21 NCAC 08J .0005	12.08 NCR 619		12.13 NCR 1138	*	Approve	04/15/98				13.01 NCR 43
21 NCAC 08J .0006	12.08 NCR 619		12.13 NCR 1138	*	Approve	04/15/98				13.01 NCR 43
21 NCAC 08J .0007	13.03 NCR 269									
21 NCAC 08J .0010	13.03 NCR 269									
21 NCAC 08J .0008	12.08 NCR 619		12.13 NCR 1138	*	Approve	04/15/98				13.01 NCR 43
21 NCAC 08J .0008	13.03 NCR 269									
21 NCAC 08J .0010	12.08 NCR 619		12.13 NCR 1138	*	Approve	04/15/98				13.01 NCR 43
21 NCAC 08J .0010	13.03 NCR 269									
21 NCAC 08J .0011	13.03 NCR 269									
21 NCAC 08K .0104	13.03 NCR 269									
21 NCAC 08K .0301	12.08 NCR 619		12.13 NCR 1138	*	Approve	04/15/98				13.01 NCR 43
21 NCAC 08M	13.03 NCR 269									
21 NCAC 08M .0101	12.08 NCR 619		12.13 NCR 1138	*	Approve	04/15/98				13.01 NCR 43
21 NCAC 08M .0102	12.08 NCR 619		12.13 NCR 1138	*	Approve	04/15/98				13.01 NCR 43
21 NCAC 08M .0201	12.08 NCR 619		12.13 NCR 1138	*	Approve	04/15/98				13.01 NCR 43
21 NCAC 08M .0204	12.08 NCR 619		12.13 NCR 1138	*	Approve	04/15/98				13.01 NCR 43

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21 NCAC'08N 0208 13.03 NCR 269

21 NCAC'08N 0302 13.03 NCR 269

21 NCAC'08N 0303 13.03 NCR 269

21 NCAC'08N 0307 13.03 NCR 269

**CHIROPRACTIC**

21 NCAC'10 0203 12-23 NCR 2098

**COMMERCE**

4 NCAC'01F 11.09 NCR 569

4 NCAC'01F 11.09 NCR 569

4 NCAC'01H 11.09 NCR 569

4 NCAC'01K 11.09 NCR 569

4 NCAC'01K .0501 11.09 NCR 569

4 NCAC'01K .0502 11.09 NCR 569

4 NCAC'01K .0503 11.09 NCR 569

4 NCAC'01K .0504 11.09 NCR 569

4 NCAC'01K .0505 11.09 NCR 569

4 NCAC'01K .0506 11.09 NCR 569

4 NCAC'01K .0805 11.09 NCR 569

4 NCAC'191,1900 11.09 NCR 569

**COMMUNITY COLLEGES**

23 NCAC'02C .0307 13.05 NCR §24

**COSMETIC ART EXAMINERS**

21 NCAC'14A .0104 N/A N/A

21 NCAC'14H .0105 12.06 NCR 453

21 NCAC'14J .0107 12.22 NCR 498

N/A N/A  
12.11 NCR 925 \*  
13.02 NCR 246 \*

Approve 07/23/98  
Object 03/20/98  
Approve 04/15/98

13.01 NCR 43 \*

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					Action	Date				
21 NCAC 14J .0501	12:06 NCR 453		12:11 NCR 925	*	Object	03/20/98				13:01 NCR 43
21 NCAC 14K .0103	12:06 NCR 453		12:11 NCR 925	*	Approve	04/15/98	*			
					Object	03/20/98				
					Approve	04/15/98	*			
21 NCAC 14L .0105	12:06 NCR 453		12:11 NCR 925	*	Approve	06/18/98				13:03 NCR 334
21 NCAC 14N .0102	12:06 NCR 453		12:11 NCR 925	*	Object	03/20/98				13:01 NCR 43
					Approve	04/15/98	*			
21 NCAC 14N .0103	12:06 NCR 453		12:11 NCR 925	*	Object	03/20/98				13:01 NCR 43
21 NCAC 14N .0107	12:06 NCR 453		12:11 NCR 925	*	Approve	04/15/98	*			13:01 NCR 43
21 NCAC 14N .0113	12:06 NCR 453		12:11 NCR 925	*	Object	03/20/98				13:01 NCR 43
					Approve	04/15/98	*			

**CRIME CONTROL & PUBLIC SAFETY**

Governor's Crime Commission

14A NCAC 07 .0313 11-24 NCR 1818

12:01 NCR 6

\*

**CULTURAL RESOURCES**

**North Carolina Historical Commission**

7 NCAC 04R .0909	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	\$	Object	03/20/98				13:01 NCR 43
7 NCAC 04R .0910	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	\$	Approve	04/15/98	*			
7 NCAC 04R .0911	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	\$	Object	03/20/98				13:01 NCR 43
7 NCAC 04R .0912	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	\$	Approve	04/15/98	*			13:01 NCR 43
7 NCAC 04R .0913	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	\$	Object	03/20/98				13:01 NCR 43
7 NCAC 04R .0914	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	\$	Approve	04/15/98	*			13:01 NCR 43
7 NCAC 04R .0915	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	\$	Object	03/20/98				13:01 NCR 43
					Approve	04/15/98	*			
					Object	03/20/98				
					Approve	04/15/98	*			
					Approve	04/15/98	*			

**USS North Carolina Battleship Commission**

7 NCAC 05 .0203  
 Temp Expired  
 12:16 NCR 1511

11:19 NCR 1436  
 12:16 NCR 1511

\$1

Approve

04/15/98

13:01 NCR 43

**DENTAL EXAMINERS**

21 NCAC 1611 .0101 12-24 NCR 2203

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					Action	Date				
21 NCAC 1611 .0102	12.24 NCR 2203						*			
21 NCAC 1611 .0103	12.24 NCR 2203						*			
21 NCAC 1611 .0104	12.24 NCR 2203						*			
21 NCAC 1611 .0201	12.24 NCR 2203						*			
21 NCAC 1611 .0202	12.24 NCR 2203						*			
21 NCAC 1611 .0203	12.24 NCR 2203						*			
21 NCAC 1611 .0204	12.24 NCR 2203						*			
21 NCAC 1611 .0205	12.24 NCR 2203						*			
21 NCAC 1611 .0206	12.24 NCR 2203						*			
21 NCAC 1611 .0004	11.20 NCR 1538						*			
21 NCAC 1611 .0005	11.20 NCR 1538						*			
21 NCAC 1601 .0101	12.24 NCR 2203						*			
21 NCAC 1601 .0201	12.24 NCR 2203						*			
21 NCAC 1601 .0301	12.24 NCR 2203						*			
21 NCAC 16R .0002	11.20 NCR 1538						*			
21 NCAC 16R .0003	11.20 NCR 1538						*			
21 NCAC 16R .0005	11.20 NCR 1538						*			
21 NCAC 16V .0102	N/A		N/A	N/A	N/A	N/A	N/A	Approve	08/20/98	
<b>ELECTRICAL CONTRACTORS, EXAMINERS OF</b>										
21 NCAC 18B .0108	12.22 NCR 1982				13.05 NCR 502		*			
21 NCAC 18B .0201	12.22 NCR 1982				13.05 NCR 502		*			
21 NCAC 18B .0202	12.22 NCR 1982				13.05 NCR 502		*			
21 NCAC 18B .0203	12.22 NCR 1982				13.05 NCR 502		*			
21 NCAC 18B .0209	N/A		N/A	N/A	N/A	N/A	N/A	Approve	04/15/98	13.01 NCR 43
21 NCAC 18B .0402	12.22 NCR 1982				13.05 NCR 502		*			13.01 NCR 43
21 NCAC 18B .0404	N/A		N/A	N/A	N/A	N/A	N/A	Approve	04/15/98	
21 NCAC 18B .0406	12.22 NCR 1982				13.05 NCR 502		*			
21 NCAC 18B .0501	12.22 NCR 1982				13.05 NCR 502		*			

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21 NCAC 18B .0504	12:22 NCR 1982				13:05 NCR 502	*		
21 NCAC 18B .0505	12:22 NCR 1982				13:05 NCR 502	*		
21 NCAC 18B .0701	12:22 NCR 1982				13:05 NCR 502	*		
21 NCAC 18B .0702	12:22 NCR 1982				13:05 NCR 502	*		
21 NCAC 18B .0703	12:22 NCR 1982				13:05 NCR 502	*		
21 NCAC 18B .0704	12:22 NCR 1982				13:05 NCR 502	*		
21 NCAC 18B .0706	12:22 NCR 1982				13:05 NCR 502	*		
21 NCAC 18B .0802	N/A	N/A						
21 NCAC 18B .1001	12:22 NCR 1982				13:05 NCR 502	*		
21 NCAC 18B .1002	12:22 NCR 1982				13:05 NCR 502	*		
21 NCAC 18B .1003	12:22 NCR 1982				13:05 NCR 502	*		
21 NCAC 18B .1004	12:22 NCR 1982				13:05 NCR 502	*		
21 NCAC 18B .1101	12:22 NCR 1982				13:05 NCR 502	*		
21 NCAC 18B .1102	12:22 NCR 1982				13:05 NCR 502	*		
21 NCAC 18B .1104	12:22 NCR 1982				13:05 NCR 502	*		
21 NCAC 18B .1105	12:22 NCR 1982				13:05 NCR 502	*		
<b>EMPLOYEE ASSISTANCE PROFESSIONALS, BOARD OF</b>								
21 NCAC 11 .0101	12:19 NCR 1764	12:21 NCR 1884			13:03 NCR 313	S/L		
21 NCAC 11 .0102	12:19 NCR 1764	12:21 NCR 1884			13:03 NCR 313	S/L		
21 NCAC 11 .0103	12:19 NCR 1764	12:21 NCR 1884			13:03 NCR 313	S/L		
21 NCAC 11 .0104	12:19 NCR 1764	12:21 NCR 1884			13:03 NCR 313	S/L		
21 NCAC 11 .0105	12:19 NCR 1764	12:21 NCR 1884			13:03 NCR 313	S/L		
21 NCAC 11 .0106	12:19 NCR 1764	12:21 NCR 1884			13:03 NCR 313	S/L		
21 NCAC 11 .0107	12:19 NCR 1764	12:21 NCR 1884			13:03 NCR 313	S/L		
21 NCAC 11 .0108	12:19 NCR 1764	12:21 NCR 1884			13:03 NCR 313	S/L		
21 NCAC 11 .0109	12:19 NCR 1764	12:21 NCR 1884			13:03 NCR 313	S/L		
21 NCAC 11 .0110	12:19 NCR 1764	12:21 NCR 1884			13:03 NCR 313	S/L		
21 NCAC 11 .0111	12:19 NCR 1764	12:21 NCR 1884			13:03 NCR 313	S/L		

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<b>ENVIRONMENT AND NATURAL RESOURCES</b>										
21 NCAC 11 .0112	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	SL						13:06 NCR 537
Notice of Intent to Redevelop a Brownfields Property										
15A NCAC 011 .0401	12:08 NCR 614	12:09 NCR 833	12:14 NCR 1266	*	Approve	04/15/98				13:01 NCR 43
15A NCAC 011 .0402	12:08 NCR 614	12:09 NCR 833	12:14 NCR 1266	*	Approve	04/15/98				13:01 NCR 43
15A NCAC 01K	10:19 NCR 2506									
15A NCAC 01M .0101		11:19 NCR 1439	Temp Expired							
15A NCAC 01M .0102		11:19 NCR 1439	Temp Expired							
15A NCAC 01M .0201		11:19 NCR 1439	Temp Expired							
15A NCAC 01M .0202		11:19 NCR 1439	Temp Expired							
15A NCAC 01M .0301		11:19 NCR 1439	Temp Expired							
15A NCAC 01M .0302		11:19 NCR 1439	Temp Expired							
15A NCAC 01M .0303		11:19 NCR 1439	Temp Expired							
15A NCAC 01M .0304		11:19 NCR 1439	Temp Expired							
15A NCAC 01M .0305		11:19 NCR 1439	Temp Expired							
15A NCAC 01M .0306		11:19 NCR 1439	Temp Expired							
15A NCAC 01N .0101	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	*						
15A NCAC 01N .0102	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	*						
15A NCAC 01N .0103	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0201	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0202	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0203	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0301	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0302	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0303	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0304	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0401	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0402	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						

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15A NCAC 01N .0403	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0501	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0502	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0503	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0601	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0602	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0603	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0604	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0605	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0606	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0701	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0702	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0703	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0704	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0705	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0801	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0802	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0901	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0902	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01O .0101	12:16 NCR 1482	12:17 NCR 1617								
15A NCAC 01O .0102	12:16 NCR 1482	12:17 NCR 1617								
15A NCAC 01O .0103	12:16 NCR 1482	12:17 NCR 1617								
15A NCAC 01O .0104	12:16 NCR 1482	12:17 NCR 1617								
15A NCAC 01O .0105	12:16 NCR 1482	12:17 NCR 1617								
15A NCAC 01O .0106	12:16 NCR 1482	12:17 NCR 1617								
15A NCAC 01O .0107	12:16 NCR 1482	12:17 NCR 1617								
15A NCAC 01O .0108	12:16 NCR 1482	12:17 NCR 1617								
15A NCAC 01O .0109	12:16 NCR 1482	12:17 NCR 1617								

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<b>Coastal Resources Commission</b>										
15A NCAC 12B .0901	12.13 NCR 1097	12.03 NCR 209 Temp. Inspired	13.05 NCR 495							
15A NCAC .07	11.04 NCR 183									
15A NCAC .07H 0208	11.19 NCR 1408									*
15A NCAC .07H 0208	12.21 NCR 1873									
15A NCAC .07H 0219	12.21 NCR 1873									
15A NCAC .07H 0210	12.02 NCR 52									
15A NCAC .07H 0300	13.05 NCR 436									
15A NCAC .07H 0306	11.04 NCR 183									*
15A NCAC .07H 0306	12.19 NCR 1763									
15A NCAC .07H 0308	12.16 NCR 1489									
15A NCAC .07H 0310	12.11 NCR 919									*
15A NCAC .07H 1100	12.21 NCR 1873									
15A NCAC .07H 1200	12.21 NCR 1873									
15A NCAC .07H 1300	12.21 NCR 1873									
15A NCAC .07H 1400	12.21 NCR 1873									
15A NCAC .07H 1500	12.21 NCR 1873									
15A NCAC .07H 1600	12.21 NCR 1873									
15A NCAC .07H 1600	11.15 NCR 1200									
15A NCAC .07H 1601	11.15 NCR 1200									
15A NCAC .07H 1604	11.15 NCR 1200									
15A NCAC .07H 1605	11.15 NCR 1200									
15A NCAC .07H 1700	12.21 NCR 1873									
15A NCAC .07H 1705	12.16 NCR 1489									
15A NCAC .07H 2100	13.05 NCR 436									
15A NCAC .07H 2400	13.05 NCR 436									
15A NCAC .07J .0290	12.24 NCR 2202									
15A NCAC .07J .0405	12.24 NCR 2202									

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					Action	Date				

15A NCAC 07K .0203	12:21 NCR 1873
15A NCAC 07K .0208	12:21 NCR 1873
15A NCAC 07L .0202	12:21 NCR 1874
15A NCAC 07L .0203	12:21 NCR 1874
15A NCAC 07L .0206	12:21 NCR 1874
15A NCAC 07L .0302	12:21 NCR 1874
15A NCAC 07L .0304	12:21 NCR 1874
15A NCAC 07L .0401	12:21 NCR 1874
15A NCAC 07L .0405	12:21 NCR 1874
15A NCAC 07M .0300	12:24 NCR 2202
15A NCAC 07M .0401	13:04 NCR 361
15A NCAC 07M .0402	13:04 NCR 361
15A NCAC 07M .0403	13:04 NCR 361
15A NCAC 07O .0105	13:02 NCR 176
15A NCAC 07O .0202	13:02 NCR 176
<b>Environmental Management Commission</b>	
15A NCAC 02	10:24 NCR 3045
15A NCAC 02	11:04 NCR 183
15A NCAC 02	11:19 NCR 1408
15A NCAC 02B .0101	11:24 NCR 1818
15A NCAC 02B .0202	11:24 NCR 1818
15A NCAC 02B .0223	11:02 NCR 75
15A NCAC 02B .0223	11:03 NCR 109
15A NCAC 02B .0227	10:18 NCR 2400
15A NCAC 02B .0230	11:24 NCR 1818
15A NCAC 02B .0231	11:02 NCR 75
15A NCAC 02B .0233	11:02 NCR 75

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					Action	Date				
15A NCAC 02D .0501	11:15 NCR 1200									
15A NCAC 02D .0501	11:04 NCR 183				*					
15A NCAC 02D .0503	10:24 NCR 3045				13:03 NCR 270					
15A NCAC 02D .0504	10:24 NCR 3045				*					
15A NCAC 02D .0518	11:19 NCR 1408				13:03 NCR 270					
15A NCAC 02D .0521	11:15 NCR 1200									
15A NCAC 02D .0524	11:15 NCR 1200									
15A NCAC 02D .0525	11:15 NCR 1200									
15A NCAC 02D .0535	10:18 NCR 2317				12:08 NCR 650		*			
15A NCAC 02D .0540	13:04 NCR 356									
15A NCAC 02D .0601	10:18 NCR 2318				12:22 NCR 1983		*			
15A NCAC 02D .0602	10:18 NCR 2318				12:22 NCR 1983		*			
15A NCAC 02D .0604	10:18 NCR 2318				12:22 NCR 1983		*			
15A NCAC 02D .0605	10:18 NCR 2318				12:22 NCR 1983		*			
15A NCAC 02D .0606	10:18 NCR 2318				12:22 NCR 1983		*			
15A NCAC 02D .0607	10:18 NCR 2318				12:22 NCR 1983		*			
15A NCAC 02D .0608	10:18 NCR 2318				12:22 NCR 1983		*			
15A NCAC 02D .0610	10:18 NCR 2318				12:22 NCR 1983		*			
15A NCAC 02D .0610	11:15 NCR 1200									
15A NCAC 02D .0611	10:18 NCR 2318				12:22 NCR 1983		*			
15A NCAC 02D .0611	11:15 NCR 1200									
15A NCAC 02D .0612	10:18 NCR 2318									
15A NCAC 02D .0612	11:15 NCR 1200									
15A NCAC 02D .0613	10:18 NCR 2318									
15A NCAC 02D .0613	11:15 NCR 1200									
15A NCAC 02D .0614	10:18 NCR 2318									
15A NCAC 02D .0614	11:15 NCR 1200									
15A NCAC 02D .0615	10:18 NCR 2318									

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					Action	Date				
15A NCAC 02D.1104	12:02 NCR 52									
15A NCAC 02D.1104	13:04 NCR 356									
15A NCAC 02D.1105	10:18 NCR 2318									
15A NCAC 02D.1105	11:15 NCR 1200									
15A NCAC 02D.1106	11:08 NCR 442									
15A NCAC 02D.1106	11:26 NCR 1976									
15A NCAC 02D.1201	10:18 NCR 2317									
15A NCAC 02D.1201	12:16 NCR 1482									
15A NCAC 02D.1202	12:16 NCR 1482									
15A NCAC 02D.1203	11:15 NCR 1200									
15A NCAC 02D.1203	12:16 NCR 1482									
15A NCAC 02D.1204	10:18 NCR 2318									
15A NCAC 02D.1204	12:16 NCR 1482									
15A NCAC 02D.1205	10:18 NCR 2317									
15A NCAC 02D.1205	12:16 NCR 1482									
15A NCAC 02D.1206	12:16 NCR 1482									
15A NCAC 02D.1208	12:16 NCR 1482									
15A NCAC 02D.1209	12:16 NCR 1482									
15A NCAC 02D.1404	10:18 NCR 2318									
15A NCAC 02D.1404	11:15 NCR 1200									
15A NCAC 02D.1501	12:20 NCR 1817									
15A NCAC 02D.1502	12:20 NCR 1817									
15A NCAC 02D.1503	12:20 NCR 1817									
15A NCAC 02D.1504	12:20 NCR 1817									
15A NCAC 02D.1601	12:20 NCR 1817									
15A NCAC 02D.1700	12:02 NCR 52									
15A NCAC 02D.1903	12:16 NCR 1482									
15A NCAC 02D.1904	12:16 NCR 1482									

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					Action	Date				
15A NCAC 02D 2001	12:20 NCR 1817				13:03 NCR 270		*			
15A NCAC 02D 2002	12:20 NCR 1817				13:03 NCR 270		*			
15A NCAC 02D 2003	12:20 NCR 1817				13:03 NCR 270		*			
15A NCAC 02D 2004	12:20 NCR 1817				13:03 NCR 270		*			
15A NCAC 02D 2005	12:20 NCR 1817				13:03 NCR 270		*			
15A NCAC 02D 2100	13:04 NCR 356									
15A NCAC 02D 2200	11:26 NCR 1976									
15A NCAC 02D 0226	12:20 NCR 1817				13:04 NCR 426		13:05 NCR 491			
15A NCAC 02D 0610	10:18 NCR 2317						12:08 NCR 650			
15A NCAC 02D 0610	11:08 NCR 442									
15A NCAC 02D 0610	12:02 NCR 52				12:02 NCR 77					
15A NCAC 02D 0800	13:04 NCR 356									
15A NCAC 02D 1202	11:15 NCR 1200									
15A NCAC 02D 1203	11:15 NCR 1200									
15A NCAC 02D 1204	11:15 NCR 1200									
15A NCAC 02D 1205	11:15 NCR 1200									
15A NCAC 02D 1206	11:15 NCR 1200									
15A NCAC 02D 0106	10:19 NCR 2508				11:21 NCR 1639		*			
15A NCAC 02D 0106					12:08 NCR 713					
15A NCAC 02L 0115	11:15 NCR 1200				11:21 NCR 1639		1.	Object	Approve	12/18/97 02/19/98
15A NCAC 02L 0115										
15A NCAC 02L 0202	10:20 NCR 2591				12:08 NCR 713					
15A NCAC 02L 0202	13:04 NCR 356									
15A NCAC 02N	11:15 NCR 1200									
15A NCAC 02N	11:15 NCR 1204									
15A NCAC 02N 0701	11:15 NCR 1200				12:08 NCR 713		*			
15A NCAC 02N 0707	11:15 NCR 1204				12:08 NCR 713		*			
15A NCAC 02P	11:15 NCR 1200									

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					Action	Date				
15A NCAC 02P .0402	11:15 NCR 1204	10:19 NCR 2512	11:21 NCR 1639	*	Approve	12/18/97			12:17 NCR 1620	Pending Leg. Action
15A NCAC 02P .0402	11:15 NCR 1204	12:08 NCR 713								
15A NCAC 02Q .0101	10:18 NCR 2317	12:08 NCR 650	*		Approve	04/15/98			13:01 NCR 43	
15A NCAC 02Q .0102	10:18 NCR 2317	12:08 NCR 650	*		Approve	04/15/98			13:01 NCR 43	
15A NCAC 02Q .0102		11:06 NCR 350	*							
15A NCAC 02Q .0102	11:19 NCR 1408									
15A NCAC 02Q .0102	12:02 NCR 52	13:03 NCR 270	*							
15A NCAC 02Q .0102	12:16 NCR 1482									
15A NCAC 02Q .0103	12:16 NCR 1482	13:03 NCR 270	*							
15A NCAC 02Q .0103	12:20 NCR 1817									
15A NCAC 02Q .0107	12:16 NCR 1482	13:03 NCR 270	*							
15A NCAC 02Q .0304	11:26 NCR 1976	13:03 NCR 270	*							
15A NCAC 02Q .0306	11:26 NCR 1976	13:03 NCR 270	*							
15A NCAC 02Q .0309	11:26 NCR 1976	13:03 NCR 270	*							
15A NCAC 02Q .0314	11:26 NCR 1976	13:03 NCR 270	*							
15A NCAC 02Q .0315	12:20 NCR 1817	13:03 NCR 270	*							
15A NCAC 02Q .0301	10:18 NCR 2317	12:08 NCR 650	*		Approve	04/15/98			13:01 NCR 43	
15A NCAC 02Q .0401	12:04 NCR 240	13:03 NCR 270	*							
15A NCAC 02Q .0402	12:04 NCR 240	13:03 NCR 270	*							
15A NCAC 02Q .0501	10:18 NCR 2317	12:08 NCR 650	*		Approve	04/15/98			13:01 NCR 43	
15A NCAC 02Q .0511	12:20 NCR 1817	13:03 NCR 270	*							
15A NCAC 02Q .0700	11:08 NCR 442									
15A NCAC 02Q .0701	11:08 NCR 442	12:08 NCR 650	SE		Approve	04/15/98	*		13:01 NCR 43	
15A NCAC 02Q .0702	11:08 NCR 442	12:08 NCR 650	SE		Approve	04/15/98	*		13:01 NCR 43	
15A NCAC 02Q .0703	11:08 NCR 442	12:08 NCR 650	SE		Approve	04/15/98			13:01 NCR 43	
15A NCAC 02Q .0703	13:04 NCR 356									
15A NCAC 02Q .0704	11:08 NCR 442	12:08 NCR 650	SE		Approve	04/15/98			13:01 NCR 43	
15A NCAC 02Q .0705	11:08 NCR 442	12:08 NCR 650	SE		Approve	04/15/98	*		13:01 NCR 43	
15A NCAC 02Q .0706	11:08 NCR 442	12:08 NCR 650	SE		Approve	04/15/98			13:01 NCR 43	

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					Action	Date				
15A NCAC 02Q .0707	11.08 NCR 442		12.08 NCR 650	SI;	Approve	04/15/98	*			13.01 NCR 43
15A NCAC 02Q .0708	11.08 NCR 442		12.08 NCR 650	SI;	Approve	04/15/98	*			13.01 NCR 43
15A NCAC 02Q .0709	11.08 NCR 442		12.08 NCR 650	SI;	Approve	04/15/98	*			13.01 NCR 43
15A NCAC 02Q .0710	11.08 NCR 442		12.08 NCR 650	SI;	Approve	04/15/98				13.01 NCR 43
15A NCAC 02Q .0711	11.08 NCR 442		12.08 NCR 650	SI;	Approve	04/15/98				13.01 NCR 43
15A NCAC 02Q .0711	13.04 NCR 356									
15A NCAC 02Q .0712	11.08 NCR 442		12.08 NCR 650	SI;	Approve	04/15/98				13.01 NCR 43
15A NCAC 02Q .0713	11.08 NCR 442		12.08 NCR 650	SI;	Approve	04/15/98				13.01 NCR 43
15A NCAC 02Q .0801	12.02 NCR 52			13.03 NCR 270	*					
15A NCAC 02Q .0803	12.02 NCR 52			13.03 NCR 270	*					
15A NCAC 02Q .0808	12.16 NCR 1482			13.03 NCR 270	*					
15A NCAC 02R .0101	12.02 NCR 52			12.14 NCR 1267	*					
15A NCAC 02R .0102	12.02 NCR 52			12.14 NCR 1267	*					
15A NCAC 02R .0201	12.02 NCR 52			12.14 NCR 1267	*					
15A NCAC 02R .0202	12.02 NCR 52			12.14 NCR 1267	S					
15A NCAC 02R .0203	12.02 NCR 52			12.14 NCR 1267	S					
15A NCAC 02R .0204	12.02 NCR 52			12.14 NCR 1267	S					
15A NCAC 02R .0205	12.02 NCR 52			12.14 NCR 1267	S					
15A NCAC 02R .0301	12.02 NCR 52			12.14 NCR 1267	*					
15A NCAC 02R .0302	12.02 NCR 52			12.14 NCR 1267	S					
15A NCAC 02R .0401	12.02 NCR 52			12.14 NCR 1267	S					
15A NCAC 02R .0402	12.02 NCR 52			12.14 NCR 1267	S					
15A NCAC 02R .0403	12.02 NCR 52			12.14 NCR 1267	S					
15A NCAC 02R .0501	12.02 NCR 52			12.14 NCR 1267	S					
15A NCAC 02R .0502	11.27 NCR 2075			12.14 NCR 1267	*					
15A NCAC 02R .0503	11.27 NCR 2075			12.14 NCR 1267	*					
15A NCAC 02R .0504	11.27 NCR 2075			12.14 NCR 1267	*					
15A NCAC 02R .0600	12.02 NCR 52									

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					Action	Date				
15A NCAC 13A .0100	12:02 NCR 52									*
15A NCAC 13A .0109	12:07 NCR 509									*
15A NCAC 13A .0110	12:07 NCR 509									*
15A NCAC 13A .0111	12:07 NCR 509									*
15A NCAC 13B 1301			12:12 NCR 1064				12:24 NCR 2211			*
15A NCAC 13B .1624	11:19 NCR 1764		13:03 NCR 325				12:24 NCR 2211			L
15A NCAC 13B .1627	11:08 NCR 442						11:13 NCR 1055			*
15A NCAC 13B .1800	11:08 NCR 442									
15A NCAC 13B .1800	11:26 NCR 1976									
15A NCAC 18A	11:04 NCR 183									
15A NCAC 18A .0425			12:14 NCR 1352							
			13:06 NCR 566				13:06 NCR 566			*
15A NCAC 18A .0432			12:14 NCR 1352							
			13:06 NCR 566				13:06 NCR 566			*
15A NCAC 18A .1601			12:21 NCR 1882							
15A NCAC 18A .1611			12:21 NCR 1882							
15A NCAC 18A .1720	12:16 NCR 1482		12:18 NCR 1743							
			12:21 NCR 1882							
			12:24 NCR 2228							
15A NCAC 18A .1810			12:24 NCR 2228							
15A NCAC 18A .2308	12:03 NCR 168						12:07 NCR 519			*
15A NCAC 18A .2309	12:03 NCR 168						12:07 NCR 519			*
15A NCAC 18A .2508	12:08 NCR 614									
15A NCAC 18A .2513	12:08 NCR 614									
15A NCAC 18A .2515	12:08 NCR 614									
15A NCAC 18A .2517	12:08 NCR 614									
15A NCAC 18A .2518	12:08 NCR 614									
15A NCAC 18A .2522	12:08 NCR 614									
15A NCAC 18A .2526	12:08 NCR 614									*

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15A NCAC 13A .0100	12:02 NCR 52									
15A NCAC 13A .0109	12:07 NCR 509									*
15A NCAC 13A .0110	12:07 NCR 509									*
15A NCAC 13A .0111	12:07 NCR 509									*
15A NCAC 13B 1301			12:12 NCR 1064				12:24 NCR 2211			*
15A NCAC 13B .1624	11:19 NCR 1764		13:03 NCR 325				12:24 NCR 2211			L
15A NCAC 13B .1627	11:08 NCR 442						11:13 NCR 1055			*
15A NCAC 13B .1800	11:08 NCR 442									
15A NCAC 13B .1800	11:26 NCR 1976									
15A NCAC 18A	11:04 NCR 183									
15A NCAC 18A .0425			12:14 NCR 1352							
			13:06 NCR 566				13:06 NCR 566			*
15A NCAC 18A .0432			12:14 NCR 1352							
			13:06 NCR 566				13:06 NCR 566			*
15A NCAC 18A .1601			12:21 NCR 1882							
15A NCAC 18A .1611			12:21 NCR 1882							
15A NCAC 18A .1720	12:16 NCR 1482		12:18 NCR 1743							
			12:21 NCR 1882							
			12:24 NCR 2228							
15A NCAC 18A .1810			12:24 NCR 2228							
15A NCAC 18A .2308	12:03 NCR 168						12:07 NCR 519			*
15A NCAC 18A .2309	12:03 NCR 168						12:07 NCR 519			*
15A NCAC 18A .2508	12:08 NCR 614									
15A NCAC 18A .2513	12:08 NCR 614									
15A NCAC 18A .2515	12:08 NCR 614									
15A NCAC 18A .2517	12:08 NCR 614									
15A NCAC 18A .2518	12:08 NCR 614									
15A NCAC 18A .2522	12:08 NCR 614									
15A NCAC 18A .2526	12:08 NCR 614									*

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15A NCAC 18A 2528	12:08 NCR 614				13:01 NCR 31	*				
15A NCAC 18A 2530	12:08 NCR 614				13:01 NCR 31	*				
15A NCAC 18A 2531	12:08 NCR 614				13:01 NCR 31	*				
15A NCAC 18A 2532	12:08 NCR 614				13:01 NCR 31	*				
15A NCAC 18A 2535	12:08 NCR 614				13:01 NCR 31	*				
15A NCAC 18A 2537	12:08 NCR 614				13:01 NCR 31	*				
15A NCAC 18A 2539	12:08 NCR 614				13:01 NCR 31	*				
15A NCAC 18A 2543	12:08 NCR 614				13:01 NCR 31	*				
15A NCAC 18A 2600	12:04 NCR 240									
15A NCAC 18A 2612		12:14 NCR 1352								
15A NCAC 18A 2801	12:16 NCR 1482				13:06 NCR 566	13:06 NCR 566	*			
15A NCAC 18A 2802	12:16 NCR 1482				12:19 NCR 1782	13:02 NCR 235	*			
15A NCAC 18A 2803	12:16 NCR 1482				12:19 NCR 1782	13:02 NCR 235	*			
15A NCAC 18A 2804	12:16 NCR 1482				12:19 NCR 1782	13:02 NCR 235	*			
15A NCAC 18A 2805	12:16 NCR 1482				12:19 NCR 1782	13:02 NCR 235	*			
15A NCAC 18A 2806	12:16 NCR 1482									
15A NCAC 18A 2807	12:16 NCR 1482									
15A NCAC 18A 2808	12:16 NCR 1482									
15A NCAC 18A 2809	12:16 NCR 1482									
15A NCAC 18A 2810	12:16 NCR 1482									
15A NCAC 18A 2811	12:16 NCR 1482									
15A NCAC 18A 2812	12:16 NCR 1482									
15A NCAC 18A 2813	12:16 NCR 1482									
15A NCAC 18A 2814	12:16 NCR 1482									
15A NCAC 18A 2815	12:16 NCR 1482									
15A NCAC 18A 2816	12:16 NCR 1482									
15A NCAC 18A 2817	12:16 NCR 1482									
15A NCAC 18A 2818	12:16 NCR 1482									

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					Action	Date				
15A NCAC 18A .2819	12:16 NCR 1482	12:19 NCR 1782	13:02 NCR 235	*						
15A NCAC 18A .2820	12:16 NCR 1482		13:02 NCR 235	*						
15A NCAC 18A .2821	12:16 NCR 1482									
15A NCAC 18A .2822	12:16 NCR 1482	12:19 NCR 1782	13:02 NCR 235	*						
15A NCAC 18A .2823	12:16 NCR 1482	12:19 NCR 1782	13:02 NCR 235	*						
15A NCAC 18A .2824	12:16 NCR 1482		13:02 NCR 235	*						
15A NCAC 18A .2825	12:16 NCR 1482		13:02 NCR 235	*						
15A NCAC 18A .2826	12:16 NCR 1482									
15A NCAC 18A .2827	12:16 NCR 1482	12:19 NCR 1782	13:02 NCR 235	*						
15A NCAC 18A .2828	12:16 NCR 1482		13:02 NCR 235	*						
15A NCAC 18A .2829	12:16 NCR 1482		13:02 NCR 235	*						
15A NCAC 18A .2830	12:16 NCR 1482	12:19 NCR 1782	13:02 NCR 235	*						
15A NCAC 18A .2831	12:16 NCR 1482	12:19 NCR 1782	13:02 NCR 235	*						
15A NCAC 18A .2832	12:16 NCR 1482		13:02 NCR 235	*						
15A NCAC 18A .2833	12:16 NCR 1482	12:19 NCR 1782	13:02 NCR 235	*						
15A NCAC 18A .2834	12:16 NCR 1482	12:19 NCR 1782	13:02 NCR 235	*						
15A NCAC 18A .2835	12:16 NCR 1482									
15A NCAC 18A .2836	12:16 NCR 1482									
15A NCAC 18A .3101	12:11 NCR 920	12:12 NCR 1064	12:20 NCR 1829	\$	Object	07/23/98				
15A NCAC 18A .3102	12:11 NCR 920	12:12 NCR 1064	12:20 NCR 1829	\$	Approve	08/20/98	*			
15A NCAC 18A .3103	12:11 NCR 920	12:12 NCR 1064	12:20 NCR 1829	\$	Object	07/23/98				
15A NCAC 18A .3104	12:11 NCR 920	12:12 NCR 1064	12:20 NCR 1829	\$	Approve	08/20/98	*			
15A NCAC 18A .3105	12:11 NCR 920	12:12 NCR 1064	12:20 NCR 1829	\$	Approve	07/23/98				
15A NCAC 18A .3106	12:11 NCR 920	12:12 NCR 1064	12:20 NCR 1829	\$	Object	07/23/98				
15A NCAC 18A .3107	12:11 NCR 920	12:12 NCR 1064	12:20 NCR 1829	\$	Approve	07/23/98	*			
15A NCAC 18A .3108	12:11 NCR 920	12:12 NCR 1064	12:20 NCR 1829	\$	Object	07/23/98				
15A NCAC 18A .3109	12:11 NCR 920	12:12 NCR 1064	12:20 NCR 1829	\$	Approve	08/20/98				
					Object	07/23/98				

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					Action	Date				
15A NCAC 18A .3110	12.11 NCR 920	12.12 NCR 1064	12.20 NCR 1829	\$	Approve	08/20/98	*	*	*	*
15A NCAC 18A .3111	12.11 NCR 920	12.12 NCR 1064	12.20 NCR 1829	\$	Approve	07/23/98	*	*	*	*
15A NCAC 18C	13.04 NCR 356				Approve	07/23/98				
15A NCAC 19A .0101	12.02 NCR 52	12.02 NCR 88			Approve	07/23/98				
15A NCAC 21H .0110	12.20 NCR 1822									
15A NCAC 21H .0111	12.20 NCR 1822									
15A NCAC 21H .0113	12.20 NCR 1822									
15A NCAC 26C .0001	11.19 NCR 1408									
15A NCAC 26C .0002	11.19 NCR 1408									
15A NCAC 26C .0003	11.19 NCR 1408									
15A NCAC 26C .0004	11.19 NCR 1408									
15A NCAC 26C .0005	11.19 NCR 1408									
15A NCAC 26C .0006	11.19 NCR 1408									
15A NCAC 26C .0007	11.19 NCR 1408									
<b>Land Resources/Land Quality</b>										
15A NCAC 04B .0006	12.20 NCAC 1817									
15A NCAC 04B .0007	12.20 NCAC 1817									
15A NCAC 04B .0027	12.20 NCAC 1817									
<b>Marine Fisheries Commission</b>										
15A NCAC 03	11.11 NCR 881									
15A NCAC 03	11.20 NCR 1537									
15A NCAC 03	11.26 NCR 1985									
15A NCAC 03H .0103	12.23 NCR 2089									
15A NCAC 03I .0101	12.23 NCR 2089									
15A NCAC 03J .0107	12.23 NCR 2089									
15A NCAC 03J .0109	12.23 NCR 2089									
15A NCAC 03J .0202	11.07 NCR 407									
15A NCAC 03J .0202	11.26 NCR 1976	12.12 NCR 1063	12.05 NCR 418	*	Approve	04/15/98	*	*	*	13.01 NCR 43

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					Action	Date				
15A NCAC 03L .0102	11:07 NCR 407		12:12 NCR 1002	*	Approve	04/15/98	*			13:01 NCR 43
15A NCAC 03M .0503	12:19 NCR 1762	12:23 NCR 2094	11:11 NCR 888	*						
15A NCAC 03M .0507	12:23 NCR 2089	12:23 NCR 2094	13:03 NCR 303	*						
15A NCAC 03M .0513	11:26 NCR 1976		13:03 NCR 303	*						
15A NCAC 03M .0513	11:26 NCR 1985		12:05 NCR 418	*						
15A NCAC 03M .0515	12:23 NCR 2089		12:12 NCR 1002	*						
15A NCAC 03O .0303		12:23 NCR 2094	12:12 NCR 1002	*						
15A NCAC 03O .0306		12:23 NCR 2094	13:03 NCR 303	*						
15A NCAC 03P .0103	12:23 NCR 2089		13:03 NCR 1780	*						
15A NCAC 03P .0201	12:23 NCR 2089		13:03 NCR 303	*						
15A NCAC 03P .0202	12:23 NCR 2089		13:03 NCR 303	*						
15A NCAC 03P .0203	12:23 NCR 2089		13:03 NCR 303	*						
15A NCAC 03P .0301	12:23 NCR 2089		13:03 NCR 303	*						
15A NCAC 03P .0302	12:23 NCR 2089		13:03 NCR 303	*						
15A NCAC 03P .0303	12:23 NCR 2089		13:03 NCR 303	*						
15A NCAC 03P .0304	12:23 NCR 2089		13:03 NCR 303	*						
<b>Parks and Recreation Commission</b>										
15A NCAC 12A .0001	12:13 NCR 1097									
15A NCAC 12A .0004	12:13 NCR 1097									
15A NCAC 12A .0005	12:13 NCR 1097									
15A NCAC 12B .0101	12:13 NCR 1097									
15A NCAC 12B .0104	12:13 NCR 1097									
15A NCAC 12B .0106	12:13 NCR 1097									
15A NCAC 12B .0203	12:13 NCR 1097									
15A NCAC 12B .0401	12:13 NCR 1097									
15A NCAC 12B .0402	12:13 NCR 1097									
15A NCAC 12B .0501	12:13 NCR 1097									

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					Action	Date				
15A NCAC 12B .0602			12:13 NCR 1097							
15A NCAC 12B .0701			12:13 NCR 1097							
15A NCAC 12B .0702			12:13 NCR 1097							
15A NCAC 12B .0802			12:13 NCR 1097							
15A NCAC 12B .1001			12:13 NCR 1097							
15A NCAC 12B .1004			12:13 NCR 1097							
15A NCAC 12B .1102			12:13 NCR 1097							
15A NCAC 12B .1201			12:13 NCR 1097							
<b>Radiation Protection</b>										
15A NCAC 11 .0104		12:22 NCR 1979				13:04 NCR 378	*			
15A NCAC 11 .0111		12:22 NCR 1979				13:04 NCR 378	*			
15A NCAC 11 .0117		12:22 NCR 1979				13:04 NCR 378	*			
15A NCAC 11 .0305		12:22 NCR 1979				13:04 NCR 378	*			
15A NCAC 11 .0317		12:22 NCR 1979				13:04 NCR 378	*			
15A NCAC 11 .0318		12:22 NCR 1979				13:04 NCR 378	*			
15A NCAC 11 .0321		12:22 NCR 1979				13:04 NCR 378	*			
15A NCAC 11 .0323		12:22 NCR 1979				13:04 NCR 378	*			
15A NCAC 11 .0339		12:22 NCR 1979				13:04 NCR 378	*			
15A NCAC 11 .0353		12:22 NCR 1979				13:04 NCR 378	S			
15A NCAC 11 .0359		12:22 NCR 1979				13:04 NCR 378	*			
15A NCAC 11 .0360		12:22 NCR 1979				13:04 NCR 378	*			
15A NCAC 11 .0361		12:22 NCR 1979				13:04 NCR 378	*			
15A NCAC 11 .0362		12:22 NCR 1979				13:04 NCR 378	*			
15A NCAC 11 .0502		12:22 NCR 1979				13:04 NCR 378	*			
15A NCAC 11 .0503		12:22 NCR 1979				13:04 NCR 378	*			
15A NCAC 11 .0506		12:22 NCR 1979				13:04 NCR 378	*			
15A NCAC 11 .0507		12:22 NCR 1979				13:04 NCR 378	*			
15A NCAC 11 .0508		12:22 NCR 1979				13:04 NCR 378	*			

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					Action	Date				
15A NCAC 11 .0509	12:22 NCR 1979				13:04	NCR 378	*			
15A NCAC 11 .0510	12:22 NCR 1979				13:04	NCR 378	*			
15A NCAC 11 .0511	12:22 NCR 1979				13:04	NCR 378	*			
15A NCAC 11 .0512	12:22 NCR 1979				13:04	NCR 378	*			
15A NCAC 11 .0513	12:22 NCR 1979				13:04	NCR 378	*			
15A NCAC 11 .0515	12:22 NCR 1979				13:04	NCR 378	*			
15A NCAC 11 .0516	12:22 NCR 1979				13:04	NCR 378	*			
15A NCAC 11 .0517	12:22 NCR 1979				13:04	NCR 378	*			
15A NCAC 11 .0520	12:22 NCR 1979				13:04	NCR 378	*			
15A NCAC 11 .0521	12:22 NCR 1979				13:04	NCR 378	*			
15A NCAC 11 .0522	12:22 NCR 1979				13:04	NCR 378	*			
15A NCAC 11 .0523	12:22 NCR 1979				13:04	NCR 378	*			
15A NCAC 11 .0524	12:22 NCR 1979				13:04	NCR 378	*			
15A NCAC 11 .0525	12:22 NCR 1979				13:04	NCR 378	*			
15A NCAC 11 .0702	12:22 NCR 1979				13:04	NCR 378	*			
15A NCAC 11 .0703	12:22 NCR 1979				13:04	NCR 378	*			
15A NCAC 11 .1003	12:22 NCR 1979				13:04	NCR 378	*			
15A NCAC 11 .1100	12:04 NCR 240									
15A NCAC 11 .1400	12:04 NCR 240									
15A NCAC 11 .1633	12:22 NCR 1979				13:04	NCR 378	*			
15A NCAC 11 .1635	12:22 NCR 1979				13:04	NCR 378	*			
15A NCAC 11 .1647	12:22 NCR 1979				13:04	NCR 378	*			
15A NCAC 11 .1653	12:22 NCR 1979				13:04	NCR 378	*			
<b>Soil &amp; Water Conservation</b>										
15A NCAC 06E .0105	12:20 NCR 1817				13:01	NCR 25	*			
<b>Water Pollution Control System Operators Certification Commission</b>										
15A NCAC 08A .0101	11:26 NCR 1976				13:02	NCR 204	*			
15A NCAC 08A .0202	11:26 NCR 1976				13:02	NCR 204	*			

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					Action	Date				
15A NCAC 08A .0301	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08A .0302	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08A .0303	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0101	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0102	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0103	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0104	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0105	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0106	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0108	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0109	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0201	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0202	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0203	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0204	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0205	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0207	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0208	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0209	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0210	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0211	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0212	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0213	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0214	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0301	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0302	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0303	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0304	11:26 NCR 1976				13:02 NCR 204	*				

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15A NCAC 08B .0402	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0404	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0405	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0406	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0502	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08B .0506	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08C .0002	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08C .0004	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08C .0005	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08C .0006	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08C .0007	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08C .0008	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08D .0002	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08D .0004	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08D .0005	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08D .0006	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08E	11:26 NCR 1976									
15A NCAC 08F	11:26 NCR 1976									
15A NCAC 08G .0101	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0102	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0201	11:26 NCR 1976				13:02 NCR 204	S/L				
15A NCAC 08G .0202	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0203	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0204	11:26 NCR 1976				13:02 NCR 204	S/L				
15A NCAC 08G .0205	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0301	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0302	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0303	11:26 NCR 1976				13:02 NCR 204	*				

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					Action	Date				
15A NCAC 08G .0304	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0305	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0306	11:26 NCR 1976				13:02 NCR 204					
15A NCAC 08G .0307	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0308	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0401	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0402	11:26 NCR 1976				13:02 NCR 204					
15A NCAC 08G .0403	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0404	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0405	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0406	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0407	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0408	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0409	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0501	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0502	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0503	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0504	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0505	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0601	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0602	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0603	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0604	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0701	11:26 NCR 1976				13:02 NCR 204					
15A NCAC 08G .0801	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0802	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0803	11:26 NCR 1976				13:02 NCR 204	*				
15A NCAC 08G .0804	11:26 NCR 1976				13:02 NCR 204	*				

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<b>Wildlife Resources Commission</b>										
15A NCAC 08G .0901	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .0902	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .1001	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .1002	<b>11:26 NCR 1976</b>		13:02 NCR 204	*						
15A NCAC 08G .1101	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .1102	11:26 NCR 1976		13:02 NCR 204	*						
Public Notice - 15A NCAC 10B .0105				*						
15A NCAC 10B .0113	12:06 NCR 445		12:12 NCR 1004							
15A NCAC 10B .0200	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10B .0202	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10B .0203	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10B .0207	12:06 NCR 445	13:04 NCR 427	12:24 NCR 2205	*						
15A NCAC 10B .0209	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10B .0216	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10C .0203	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10C .0205	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10C .0212	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10C .0302	13:01 NCR 3		13:05 NCR 492	*						
15A NCAC 10C .0304	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10C .0305	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10C .0305	13:01 NCR 3		13:05 NCR 492	*						
15A NCAC 10C .0400	13:01 NCR 3									
15A NCAC 10C .0401	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10C .0402	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10C .0404	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10C .0405	13:01 NCR 3		13:05 NCR 492	*						
15A NCAC 10C .0407	12:06 NCR 445		12:12 NCR 1004	*						

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					Action	Date				
15A NCAC 10D	12.18 NCR 1694				*	Approve	04/15/98	*		13:01 NCR 43
15A NCAC 10D .0002	12.06 NCR 445				*	Approve	04/15/98	*		13:01 NCR 43
15A NCAC 10D .0003	12.06 NCR 445				*	Approve	04/15/98	*		13:01 NCR 43
15A NCAC 10D .0003	12.18 NCR 1694				*	Approve	04/15/98	*		13:01 NCR 43
15A NCAC 10D .0004	12.06 NCR 445				*	Approve	04/15/98	*		13:01 NCR 43
15A NCAC 10F .0102	12.06 NCR 445				*	Approve	04/15/98	*		13:01 NCR 43
15A NCAC 10F .0103	12.06 NCR 445				*	Approve	04/15/98	*		13:01 NCR 43
15A NCAC 10F .0104	12.06 NCR 445				*	Approve	04/15/98	*		13:01 NCR 43
15A NCAC 10F .0105	12.06 NCR 445				*	Approve	04/15/98	*		13:01 NCR 43
15A NCAC 10F .0109	12.06 NCR 445				*	Approve	04/15/98			13:01 NCR 43
15A NCAC 10F .0301	12.19 NCR 1763				*	Approve	04/15/98			13:01 NCR 43
15A NCAC 10F .0303	12.19 NCR 1763				*	Approve	04/15/98			13:01 NCR 43
15A NCAC 10F .0303	N/A			N/A		Approve	05/21/98			13:02 NCR 249
15A NCAC 10F .0305	12.10 NCR 865		12.16 NCR 1518	*	Approve	07/23/98				
15A NCAC 10F .0310	12.19 NCR 1763		12.24 NCR 2224	L	Approve	07/23/98				
15A NCAC 10F .0311	12.11 NCR 920		12.24 NCR 2224	L	Approve	07/23/98				
15A NCAC 10F .0314	12.19 NCR 1763		12.17 NCR 1608	L	Approve	07/23/98				
15A NCAC 10F .0317	12.11 NCR 920		12.24 NCR 2224	L	Approve	07/23/98				
15A NCAC 10F .0318	12.06 NCR 445		12.17 NCR 1608	L	Approve	07/23/98	*			
15A NCAC 10F .0327	12.11 NCR 920		12.24 NCR 2224	L	Approve	07/23/98				
15A NCAC 10F .0330	13.03 NCR 269					Approve	04/15/98			13:01 NCR 43
15A NCAC 10F .0345	12.06 NCR 445		12.19 NCR 1781	*	Approve	04/15/98				13:01 NCR 43
15A NCAC 10F .0347	12.06 NCR 445		12.19 NCR 1781	*	Approve	04/15/98				13:01 NCR 43
15A NCAC 10F .0359	12.19 NCR 1763					Approve	04/15/98			13:01 NCR 43
15A NCAC 10G .0402	12.06 NCR 445					Approve	04/15/98			13:01 NCR 43
15A NCAC 10G .0403	12.06 NCR 445					Approve	04/15/98			13:01 NCR 43
15A NCAC 10G .0404	12.06 NCR 445					Extend Review Object	04/15/98			
							06/18/98			

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15A NCAC 101 .0802 12.06 NCR 445  
 15A NCAC 101 .0810 12.06 NCR 445

**FINAL DECISION LETTERS**

Voting Rights Act

Voting Rights Act

**GENERAL CONTRACTORS LICENSING BOARD**

21 NCAC 12 .0204 11:28 NCR 2117 12:04 NCR 292 \* Approve 04/15/98 \*

13:06 NCR 568

21 NCAC 12 .0503 11:28 NCR 2117

21 NCAC 12 .0504 11:28 NCR 2117

21 NCAC 12 .0902 11:28 NCR 2117

21 NCAC 12 .0905 11:28 NCR 2117

21 NCAC 12 .0906 11:28 NCR 2117

21 NCAC 12 .0907 11:28 NCR 2117

21 NCAC 12 .0908 11:28 NCR 2117

21 NCAC 12 .0909 11:28 NCR 2117

21 NCAC 12 .0910 11:28 NCR 2117

21 NCAC 12 .0911 11:28 NCR 2117

21 NCAC 12 .0912 11:28 NCR 2117

**GOVERNOR'S EXECUTIVE ORDERS**

Number 136 - Eff. 06/05/98

Number 137 - Eff. 08/11/98

**HEALTH AND HUMAN SERVICES**

Aging 10 NCAC 22 10:23 NCR 2956

Child Day Care Commission

10 NCAC 03U .0102 12:21 NCR 1873 \*

13:01 NCR 1  
 13:01 NCR 43  
 13:01 NCR 43  
 13:02 NCR 173  
 13:04 NCR 354

13:06 NCR 535

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10 NCAC 03U .0302	12:08 NCR 617		12:13 NCR 1098	*	Object	03/20/98 04/15/98				13:01 NCR 43
10 NCAC 03U .0305	12:21 NCR 1873		13:06 NCR 539	*						
10 NCAC 03U .0602	11:24 NCR 1817	12:08 NCR 710								
10 NCAC 03U .0604	11:24 NCR 1817	12:08 NCR 710								
10 NCAC 03U .0605	11:24 NCR 1817	12:08 NCR 710								
10 NCAC 03U .0605	12:08 NCR 710		12:13 NCR 1098	\$L	Approve	03/20/98	*			12:23 NCR 2100
10 NCAC 03U .0703	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/20/98	*			12:23 NCR 2100
10 NCAC 03U .0704	12:08 NCR 617		12:13 NCR 1098	*	Object	03/20/98 04/15/98	*			13:01 NCR 43
10 NCAC 03U .0705	11:14 NCR 1108		11:27 NCR 2054	*						
10 NCAC 03U .0705	11:24 NCR 1817	12:08 NCR 710								
10 NCAC 03U .0707	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/20/98	*			12:23 NCR 2100
10 NCAC 03U .0708	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/20/98	*			12:23 NCR 2100
10 NCAC 03U .0710	12:08 NCR 617		12:13 NCR 1098	*	Approve	04/15/98	*			13:01 NCR 43
10 NCAC 03U .0806	12:08 NCR 617		12:13 NCR 1098	*	Approve	04/15/98	*			13:01 NCR 43
10 NCAC 03U .0901	11:08 NCR 449		11:17 NCR 1338	*	Object	03/20/98				
10 NCAC 03U .1601	12:21 NCR 1873		13:06 NCR 539	*						
10 NCAC 03U .1602	12:21 NCR 1873		13:06 NCR 539	*						
10 NCAC 03U .1606	12:21 NCR 1873		13:06 NCR 539	*						
10 NCAC 03U .1612	12:21 NCR 1873		13:06 NCR 539	*						
10 NCAC 03U .1701	12:21 NCR 1873		13:06 NCR 539	*						
10 NCAC 03U .1720	12:08 NCR 617		12:13 NCR 1098	*	Object	03/20/98 04/15/98	*			13:01 NCR 43
10 NCAC 03U .2000	12:21 NCR 1873									
10 NCAC 03U .2500	12:21 NCR 1873									
10 NCAC 03U .2801	12:21 NCR 1873		13:06 NCR 539	S						
10 NCAC 03U .2802	12:21 NCR 1873		13:06 NCR 539	S						
10 NCAC 03U .2803	12:21 NCR 1873		13:06 NCR 539	S						
10 NCAC 03U .2804	12:21 NCR 1873		13:06 NCR 539	S						

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10 NCAC 03U .2805	12:21 NCR 1873				13:06	NCR 539	S			
10 NCAC 03U .2806	12:21 NCR 1873				13:06	NCR 539	S			
10 NCAC 03U .2807	12:21 NCR 1873				13:06	NCR 539	S			
10 NCAC 03U .2808	12:21 NCR 1873				13:06	NCR 539	S			
10 NCAC 03U .2809	12:21 NCR 1873				13:06	NCR 539	S			
10 NCAC 03U .2810	12:21 NCR 1873				13:06	NCR 539	S			
10 NCAC 03U .2811	12:21 NCR 1873				13:06	NCR 539	S			
10 NCAC 03U .2812	12:21 NCR 1873				13:06	NCR 539	S			

**Facility Services**

**Certificate of Public Advantage (COPA)**

**Public Notice - Draft 1999 State Medical Facilities Plan**

**Abbreviated Notice of Temporary Rule-Making**

10 NCAC 03R .0214	12:08 NCR 617				13:03	NCR 270	*			
10 NCAC 03R .3000	11:23 NCR 1780									
10 NCAC 03R .3001	10:23 NCR 2956				11:06	NCR 328	S/L/SE			
10 NCAC 03R .3030	10:23 NCR 2956				11:06	NCR 328	S/L/SE			
10 NCAC 03R .3032	10:23 NCR 2956				11:06	NCR 328	S/L/SE			
10 NCAC 03R .3040	10:23 NCR 2956				11:06	NCR 328	S/L/SE			
10 NCAC 03R .3050	10:23 NCR 2956				11:06	NCR 328	S/L/SE			
10 NCAC 03R .3051	12:15 NCR 1431				13:02	NCR 178	*			
10 NCAC 03R .3053	11:22 NCR 1713									
10 NCAC 03R .3053					12:06	NCR 481				
10 NCAC 03R .3060					12:06	NCR 481				
10 NCAC 03R .3061					12:06	NCR 481				
10 NCAC 03R .3063					12:06	NCR 481				
10 NCAC 03R .3065					12:06	NCR 481				
10 NCAC 03R .3072					12:06	NCR 481				
10 NCAC 03R .6001	11:22 NCR 1704									

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10 NCAC 03R .6101		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6102		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6103		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6104		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6105		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6106		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6107		12:15 NCR 1431	13:02 NCR 178	S/1/SF						
10 NCAC 03R .6108		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6109		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6110		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6111		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6112		12:15 NCR 1431	13:02 NCR 178	S/1/SF						
10 NCAC 03R .6113		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6114		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6115		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6116		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6117		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6118		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6119		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6120		12:15 NCR 1431	13:02 NCR 178	S/1/SF						
10 NCAC 03R .6121		12:15 NCR 1431	13:02 NCR 178	S/1/SF						
10 NCAC 03R .6122		12:15 NCR 1431	13:02 NCR 178	S/1/SF						
10 NCAC 03R .6123		12:15 NCR 1431	13:02 NCR 178	S/1/SF						
10 NCAC 03R .6124		12:15 NCR 1431	13:02 NCR 178	S/1/SF						
10 NCAC 03R .6125		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6126		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6127		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6128		12:15 NCR 1431	13:02 NCR 178	*						

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10 NCAC 03R .6129		12:15 NCR 1431	13:02 NCR 178							
10 NCAC 03R .6130		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6131		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6132		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6133		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6134		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6135		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6136		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6137		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6138		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6139		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6140		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R .6141		12:15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03S		12:24 NCR 2194								
<b>Health Services</b>										
15A NCAC 16A .0101	12:22 NCR 1979		13:02 NCR 234	*						
15A NCAC 16A .0106	12:22 NCR 1979		13:02 NCR 234	*						
15A NCAC 16A .0108	12:22 NCR 1979		13:02 NCR 234	*						
15A NCAC 19C .0206		12:15 NCR 1451	13:05 NCR 496	S						
15A NCAC 24A .0101	12:22 NCR 1979		13:02 NCR 244	*						
15A NCAC 24A .0102	12:22 NCR 1979		13:02 NCR 244	*						
15A NCAC 24A .0302	12:22 NCR 1979		13:02 NCR 244	*						
15A NCAC 24A .0402	12:22 NCR 1979		13:02 NCR 244	*						
15A NCAC 24A .0403	12:22 NCR 1979		13:02 NCR 244	*						
15A NCAC 24A .0404	12:22 NCR 1979		13:02 NCR 244	*						
<b>Medical Assistance</b>										
10 NCAC 26B .0103	12:18 NCR 1694		13:01 NCR 5	*						
10 NCAC 26D .0110	12:06 NCR 444		12:21 NCR 1875	*						

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10 NCAC 2611 .0101	11.14 NCR 1108								
10 NCAC 2611 .0102	11.14 NCR 1108								
10 NCAC 2611 .0102	12:09 NCR 743	12.14 NCR 1341	12:18 NCR 1696	S/L/SI			Approve	07/23/98	
10 NCAC 2611 .0211	12:09 NCR 743	12.14 NCR 1341	12:18 NCR 1696	S/L/SI			Approve	07/23/98	
10 NCAC 2611 .0212		12:09 NCR 827							
10 NCAC 2611 .0213		11:26 NCR 1997							
10 NCAC 2611 .0213		12:09 NCR 827							
10 NCAC 2611 .0304		13:03 NCR 316							
10 NCAC 2611 .0401	12:08 NCR 618	12:14 NCR 1341	12:21 NCR 1875	S/L			Approve	07/23/98	
10 NCAC 2611 .0401		13:02 NCR 248							
10 NCAC 2611 .0602		12:04 NCR 313	12:15 NCR 1419	S/L			Approve	04/15/98	*
10 NCAC 2611 .0101	13:02 NCR 175								
10 NCAC 26K .0106	12:05 NCR 337								
10 NCAC 26K .0106	12:06 NCR 444				12:21 NCR 1875		*		
10 NCAC 26M .0201	12:06 NCR 444				13:01 NCR 5		*		
10 NCAC 26M .0202	12:06 NCR 444				13:01 NCR 5		*		
10 NCAC 26M .0203	12:05 NCR 337				13:01 NCR 5		*		
10 NCAC 26M .0203	12:06 NCR 444				13:01 NCR 5		*		
10 NCAC 26M .0204	12:06 NCR 444				13:01 NCR 5		*		
10 NCAC 26M .0305	13:02 NCR 175								
10 NCAC 50A .0604	12:06 NCR 444				12:21 NCR 1875		*		
10 NCAC 50B .0202	12:06 NCR 444				12:21 NCR 1875		*		
10 NCAC 50B .0302	13:02 NCR 175								
10 NCAC 50B .0311	13:03 NCR 268								
10 NCAC 50B .0313	13:02 NCR 175								
<b>Medical Care Commission</b>									
10 NCAC 03D .1500		11:23 NCR 1779							

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Mental Health, Developmental Disabilities and Substance Abuse Services

10 NCAC 14G .0102		12:12 NCR 1060	12:19 NCR 1766	*	Object Approve	06/18/98 07/23/98
10 NCAC 14V .0800	12:20 NCR 1820					
10 NCAC 14V .3800	12:20 NCR 1820					
10 NCAC 14V .4000	12:20 NCR 1820					
10 NCAC 14V .4301	12:19 NCR 1762					
10 NCAC 14V .4302	12:19 NCR 1762					
10 NCAC 14V .4303	12:19 NCR 1762					
10 NCAC 14V .4304	12:19 NCR 1762					
10 NCAC 14V .4305	12:19 NCR 1762					
10 NCAC 14V .4306	12:19 NCR 1762					
10 NCAC 14V .5000	12:20 NCR 1820					
10 NCAC 45H .0201	N/A	N/A	N/A	N/A	Approve	08/20/98
10 NCAC 45H .0205	11:19 NCR 1762	12:24 NCR 2223	13:05 NCR 487	*		
<b>Secretary of Health and Human Services</b>						
10 NCAC 14C .1151	12:20 NCR 1820		13:02 NCR 198	*		
10 NCAC 14V .7006		12:01 NCR 31	12:07 NCR 511	*		
10 NCAC 14V .7201	13:05 NCR 436					
10 NCAC 21B .0117		12:17 NCR 1616	12:21 NCR 1875	S	Approve	07/23/98
10 NCAC 49B .0315		12:18 NCR 1703	13:02 NCR 203	*		
<b>Social Services Commission</b>						
10 NCAC 24A .0508	12:12 NCR 993	12:13 NCR 1180	12:23 NCR 2090	*		
10 NCAC 29C .0103		13:06 NCR 566				
10 NCAC 30 .0207	12:11 NCR 919	12:14 NCR 1347	12:15 NCR 1420	*	Approve	05/21/98
10 NCAC 41A .0107		12:11 NCR 938	12:15 NCR 1420	*	Object Approve	05/21/98 07/23/98
10 NCAC 41E .0401	12:11 NCR 919					
10 NCAC 41E .0403	12:11 NCR 919					
10 NCAC 41E .0404	12:11 NCR 919					

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10 NCAC 41E .0405		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0406		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0501		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0502		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0503		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0504		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0505		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0506		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0507		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0508		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0509		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0510		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0511		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0512		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0513		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0514		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0515		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0516		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0517		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0518		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0601		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0602		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0603		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0604		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0605		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0606		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0701		12:11 NCR 919			13:05 NCR 438		*			
10 NCAC 41E .0702		12:11 NCR 919			13:05 NCR 438		*			

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10 NCAC 41E .0703	12:11 NCR 919				13:05 NCR 438	*				
10 NCAC 41E .0704	12:11 NCR 919				13:05 NCR 438	*				
10 NCAC 41F .0707			12:11 NCR 938	12:15 NCR 1420	S					13:02 NCR 249
10 NCAC 41F .0813			12:11 NCR 938	12:15 NCR 1420	S					13:02 NCR 249
10 NCAC 41G .0501	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0502	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0504	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0505	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0506	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0507	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0508	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0509	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0510	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0511	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0512	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0513	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0601	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0602	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0603	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0604	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0605	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0606	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0701	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0702	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0703	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0704	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0705	12:11 NCR 919			13:05 NCR 438	*					
10 NCAC 41G .0706	12:11 NCR 919			13:05 NCR 438	*					

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10 NCAC 41G .0708	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .0801	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .0802	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .0803	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .0804	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .0805	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .0806	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .0807	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .0808	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .0809	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .0902	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .1001	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .1002	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .1004	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .1005	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .1006	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .1007	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .1008	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .1009	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .1010	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .1011	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .1012	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .1013	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .1101	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .1102	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .1103	12.11 NCR 919				13.05 NCR 438	*				
10 NCAC 41G .1104	12.11 NCR 919				13.05 NCR 438	*				

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10 NCAC 41G .1105		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41G .1106		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41G .1201		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41G .1202		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41G .1203		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41G .1204		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41G .1205		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41G .1206		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41G .1207		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41G .1208		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41G .1301		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41G .1302		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41G .1303		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41G .1304		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41G .1305		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41G .1306		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41G .1307		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41G .1308		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41G .1309		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41G .1402		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41I .0100		10:17 NCR 2228			10:21 NCR 2687	*				
10 NCAC 41I .0102		10:17 NCR 2228			13:05 NCR 438	*				
10 NCAC 41R .0101		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41R .0102		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41R .0103		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41R .0104		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41R .0105		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41R .0106		12:11 NCR 919			13:05 NCR 438	*				

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10 NCAC 41R 0107	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0101	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0102	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0201	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0202	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0203	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0204	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0301	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0302	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0303	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0304	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0305	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0306	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0307	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0401	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0402	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0403	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0404	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0405	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0406	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0407	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0501	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0502	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0503	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0504	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0505	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0506	12.11 NCR 919				13.05 NCR 438		*			
10 NCAC 41S .0601	12.11 NCR 919				13.05 NCR 438		*			

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					Action	Date				
10 NCAC 41S .0602		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0603		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0604		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0605		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0606		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0607		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0608		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0609		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0610		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0611		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0612		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0613		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0614		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0615		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0701		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0702		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0703		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0704		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0705		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0706		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0707		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0708		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0709		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0710		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0711		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0712		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41S .0713		12:11 NCR 919			13:05 NCR 438	*				
10 NCAC 41T .0101		12:11 NCR 919			13:05 NCR 438	*				

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					Action	Date				
10 NCAC 41T .0102	12.11 NCR 919					13.05 NCR 438	*			
10 NCAC 41T .0103	12.11 NCR 919					13.05 NCR 438	*			
10 NCAC 41T .0104	12.11 NCR 919					13.05 NCR 438	*			
10 NCAC 41T .0105	12.11 NCR 919					13.05 NCR 438	*			
10 NCAC 41T .0106	12.11 NCR 919					13.05 NCR 438	*			
10 NCAC 41T .0201	12.11 NCR 919					13.05 NCR 438	*			
10 NCAC 41T .0202	12.11 NCR 919					13.05 NCR 438	*			
10 NCAC 41T .0203	12.11 NCR 919					13.05 NCR 438	*			
10 NCAC 41T .0204	12.11 NCR 919					13.05 NCR 438	*			
10 NCAC 41T .0205	12.11 NCR 919					13.05 NCR 438	*			
10 NCAC 41T .0206	12.11 NCR 919					13.05 NCR 438	*			
10 NCAC 42C .2301	12.22 NCR 1979					13.05 NCR 438	*			
10 NCAC 42C .3401		12.13 NCR 1180		13.02 NCR 200		*				
10 NCAC 42C .3403		12.13 NCR 1180		13.02 NCR 200		*				
10 NCAC 42C .3404		12.13 NCR 1180		13.02 NCR 200		*				
10 NCAC 42C .3601		12.13 NCR 1180		13.02 NCR 200		*				
10 NCAC 42R .0201	12.11 NCR 919	12.13 NCR 1180		12.23 NCR 2090						
10 NCAC 47A .0502		12.11 NCR 938	12.15 NCR 1420		*		Approve	05/21/98		
10 NCAC 47B .0102		12.11 NCR 938	12.15 NCR 1420		*		Object	05/21/98		
10 NCAC 47B .0303		12.11 NCR 938	12.15 NCR 1420		*		Approve	06/18/98	*	
10 NCAC 47B .0304		12.11 NCR 938	12.15 NCR 1420		*		Approve	05/21/98		
10 NCAC 47B .0305		12.11 NCR 938	12.15 NCR 1420		*		Approve	05/21/98	*	
10 NCAC 47B .0403		12.11 NCR 938	12.15 NCR 1420		*		Approve	05/21/98	*	
10 NCAC 49B .0608	12.20 NCR 1822	13.03 NCR 320		13.06 NCR 549		*				
<b>Vocational Rehabilitation Services</b>										
10 NCAC 20C .0125		12.24 NCR 2202				13.06 NCR 547	S			
10 NCAC 20C .0206		12.24 NCR 2202				13.06 NCR 547				

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					Action	Date				
11 NCAC .06		12:09 NCR 744								
11 NCAC 12		12:09 NCR 744								
11 NCAC 12 .0800		13:01 NCR 2								
11 NCAC 12 .0840		13:01 NCR 2			13:03 NCR 323					
11 NCAC 12 .0841		13:01 NCR 2			13:03 NCR 323					
11 NCAC 12 .0842		13:01 NCR 2			13:03 NCR 323					
11 NCAC 12 .1003		13:01 NCR 2		*	13:05 NCR 489					
11 NCAC 12 .1025		13:01 NCR 2		*	13:05 NCR 489					
11 NCAC 12 .1026		13:01 NCR 2		*	13:05 NCR 489					
11 NCAC 12 .1212		13:01 NCR 2		*	13:05 NCR 489					
11 NCAC 12 .1801				*	12:15 NCR 942					
11 NCAC 12 .1802				*	12:15 NCR 942					
11 NCAC 12 .1803				*	12:15 NCR 942					
11 NCAC 12 .1804				*	12:15 NCR 942					
11 NCAC 13		12:09 NCR 744								
11 NCAC 14		12:09 NCR 744								
11 NCAC 15		12:09 NCR 744								
11 NCAC 16		12:09 NCR 744								
11 NCAC 17		12:09 NCR 744								
11 NCAC 20		12:09 NCR 744								
11 NCAC 21		12:09 NCR 744								
11 NCAC 8 .0912		13:01 NCR 2			13:05 NCR 488		*			

**North Carolina Manufactured Housing Board**

12 NCAC 11	11:30 NCR 2300		
12 NCAC 11 .0204	12:12 NCR 993	12:20 NCR 1823	*
12 NCAC 11 .0210	12:08 NCR 618	12:20 NCR 1823	*

**JUSTICE**

**Alarm Systems Licensing Board**

12 NCAC 11	11:30 NCR 2300		
12 NCAC 11 .0204	12:12 NCR 993	12:20 NCR 1823	*
12 NCAC 11 .0210	12:08 NCR 618	12:20 NCR 1823	*

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12 NCAC 11 .0501	11:30 NCR 2300				12:20 NCR 1823	*				
12 NCAC 11 .0502	11:30 NCR 2300				12:20 NCR 1823	*				
12 NCAC 11 .0503	11:30 NCR 2300				12:20 NCR 1823	*				
12 NCAC 11 .0504	11:30 NCR 2300				12:20 NCR 1823	*				
12 NCAC 11 .0505	11:30 NCR 2300				12:20 NCR 1823	*				
12 NCAC 11 .0506	11:30 NCR 2300				12:20 NCR 1823	*				
12 NCAC 11 .0507	11:30 NCR 2300				12:20 NCR 1823	*				
<b>Criminal Justice Education and Training Standards Commission</b>										
12 NCAC 09A .0103	12:21 NCR 1873				(3:0) NCR 6	*				
12 NCAC 09B .0101	12:21 NCR 1873				13:01 NCR 6	*				
12 NCAC 09B .0210	12:21 NCR 1873				13:01 NCR 6	*				
12 NCAC 09B .0211	12:21 NCR 1873				13:01 NCR 6	*				
12 NCAC 09B .0212	12:21 NCR 1873				13:01 NCR 6	*				
12 NCAC 09B .0213	12:21 NCR 1873				13:01 NCR 6	*				
12 NCAC 09B .0214	12:21 NCR 1873				13:01 NCR 6	*				
12 NCAC 09B .0215	12:21 NCR 1873				13:01 NCR 6	*				
12 NCAC 09B .0218	12:21 NCR 1873				13:01 NCR 6	*				
12 NCAC 09B .0219	12:21 NCR 1873				13:01 NCR 6	*				
12 NCAC 09B .0220	12:21 NCR 1873				13:01 NCR 6	*				
12 NCAC 09B .0221	12:21 NCR 1873				13:01 NCR 6	*				
12 NCAC 09B .0222	12:21 NCR 1873				13:01 NCR 6	*				
12 NCAC 09B .0301	12:21 NCR 1873				13:01 NCR 6	*				
12 NCAC 09B .0309	12:21 NCR 1873				13:01 NCR 6	*				
12 NCAC 09B .0310	12:21 NCR 1873				13:01 NCR 6	*				
12 NCAC 09B .0311	12:21 NCR 1873				13:01 NCR 6	*				
12 NCAC 09B .0404	12:21 NCR 1873				13:01 NCR 6	*				
12 NCAC 09B .0408	12:21 NCR 1873				13:01 NCR 6	*				
12 NCAC 09B .0409	12:21 NCR 1873				13:01 NCR 6	*				

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12 NCAC 09B .0414	12:21 NCR 1873				13:01 NCR 6	*				
12 NCAC 09B .0416	12:21 NCR 1873				13:01 NCR 6	*				
12 NCAC 09C .0308	12:21 NCR 1873				13:01 NCR 6	*				
<b>Private Protective Services Board</b>										
12 NCAC 07D .0204	11:14 NCR 1108				12:08 NCR 622	*				
12 NCAC 07D 1106	11:14 NCR 1108				12:08 NCR 622	*				
12 NCAC 07D 1201	11:10 NCR 818				12:14 NCR 1263	*				
12 NCAC 07D 1202	11:10 NCR 818				12:14 NCR 1263	*				
12 NCAC 07D .1301	11:16 NCR 1268				12:14 NCR 1263	*				
12 NCAC 07D .1302	11:16 NCR 1268				12:14 NCR 1263	*				
12 NCAC 07D 1303	11:16 NCR 1268				12:14 NCR 1263	*				
12 NCAC 07D .1304	11:16 NCR 1268				12:14 NCR 1263	*				
12 NCAC 07D .1305	11:16 NCR 1268				12:14 NCR 1263	*				
12 NCAC 07D 1306	11:16 NCR 1268				12:14 NCR 1263	*				
12 NCAC 07D .1307	11:16 NCR 1268				12:14 NCR 1263	*				
<b>Sheriffs' Education and Training Standards Commission</b>										
12 NCAC 10B .0206	12:07 NCR 508				12:18 NCR 1703					
12 NCAC 10B .1103	12:07 NCR 508				12:18 NCR 1703					
12 NCAC 10B .1104	12:07 NCR 508				12:08 NCR 624					
<b>LABOR</b>					12:08 NCR 624					
13 NCAC WORD Div	13:03 NCR 268									
<b>Boiler and Pressure Vessel Division</b>										
13 NCAC 13	13:03 NCR 269									
<b>Occupational Safety and Health</b>										
13 NCAC 07A .0906	11:11 NCR 881									
13 NCAC 07F	11:03 NCR 106									
13 NCAC 07F	13:02 NCR 176									
13 NCAC 07F .0201	11:03 NCR 106									

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13 NCAC 071 .0301			11:03 NCR 106							
<b>Wage and Hour Division</b>										
13 NCAC 12 .0101			13:03 NCR 268							
13 NCAC 12 .0303			13:03 NCR 268							
13 NCAC 12 .0304			13:03 NCR 268							
13 NCAC 12 .0305			13:03 NCR 268							
13 NCAC 12 .0306			13:03 NCR 268							
13 NCAC 12 .0307			13:03 NCR 268							
13 NCAC 12 .0501			13:03 NCR 268							
13 NCAC 12 .0502			13:03 NCR 268							
13 NCAC 12 .0801			13:03 NCR 268							
13 NCAC 12 .0802			13:03 NCR 268							
<b>LANDSCAPE ARCHITECTS, BOARD OF</b>										
21 NCAC 26 .0104			12:08 NCR 730							
21 NCAC 26 .0105			12:08 NCR 730							
21 NCAC 26 .0302			12:08 NCR 730							
21 NCAC 26 .0506			12:08 NCR 730							
21 NCAC 26 .0507			12:08 NCR 730							
21 NCAC 26 .0508			12:08 NCR 730							
21 NCAC 26 .0509			12:08 NCR 730							
<b>MEDICAL BOARD</b>										
21 NCAC 32			13:06 NCR 538							
21 NCAC 32B			11:18 NCR 1369							
21 NCAC 32B			12:04 NCR 245							
21 NCAC 32F .0103			11:18 NCR 1386				12:04 NCR 294	*		
21 NCAC 32F .0103			Temp Expired							
21 NCAC 32H 0402			12:14 NCR 1354				12:21 NCR 1881	*		
21 NCAC 32M			12:04 NCR 314							
			12:19 NCR 1765							

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21 NCAC 32O			11:18 NCR 1369							
<b>MORTUARY SCIENCE, BOARD OF</b>										
21 NCAC 34A .0201					12:07 NCR 556					
21 NCAC 34C			12:09 NCR 745							
<b>MUNICIPAL INCORPORATIONS PETITION</b>										
<b>NURSING, BOARD OF</b>										
21 NCAC 36 .0227		12:05 NCR 338								
<b>OPTICIANS, BOARD OF</b>										
21 NCAC 40 .0108			12:07 NCR 557							
<b>OPTOMETRY, BOARD OF</b>										
21 NCAC 42	12:06 NCR 453									
21 NCAC 42E .0102		12:06 NCR 487		12:12 NCR 1058	*		Approve	04/15/98	13:01 NCR 43	
<b>PHARMACY, BOARD OF</b>										
21 NCAC 46 .1317	13:01 NCR 3			13:06 NCR 559	*					
21 NCAC 46 .1414	N/A			N/A			Approve	04/15/98	13:01 NCR 43	
21 NCAC 46 .1414	12:24 NCR 2203			13:06 NCR 559	*					
21 NCAC 46 .1601	12:03 NCR 168			12:07 NCR 527	*					
21 NCAC 46 .1601	12:24 NCR 2203			12:09 NCR 797	*					
21 NCAC 46 .1606	13:01 NCR 3			13:04 NCR 419	*					
21 NCAC 46 .1608	12:24 NCR 2203			13:06 NCR 559	*					
21 NCAC 46 .1609	12:24 NCR 2203									
21 NCAC 46 .1612	12:24 NCR 2203									
21 NCAC 46 .1703	12:24 NCR 2203			13:04 NCR 419	*					
21 NCAC 46 .1706	12:24 NCR 2203			13:04 NCR 419	*					
21 NCAC 46 .1804	12:03 NCR 168			12:07 NCR 527	*					
21 NCAC 46 .1809	12:24 NCR 2203			12:09 NCR 797	*					
				13:02 NCR 246						
				13:04 NCR 419	*					

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21 NCAC .46 1813	N/A	N/A	N/A	N/A	Approve	04/15/98				13.01 NCR 43
21 NCAC .46 1814	13.01 NCR 3			13.06 NCR 559	*					
21 NCAC .46 2103	12.03 NCR 168			12.07 NCR 527	*					
21 NCAC .46 .2301	12.03 NCR 168			12.09 NCR 797	*					
21 NCAC .46 2304	12.24 NCR 2203			13.04 NCR 419	*					
21 NCAC .46 .2306	12.24 NCR 2203			13.04 NCR 419	*					
21 NCAC .46 2502	12.24 NCR 2203			13.04 NCR 419	*					
21 NCAC .46 2506	12.24 NCR 2203			13.04 NCR 419	*					
21 NCAC .46 2604	12.24 NCR 2203			13.04 NCR 419	*					
21 NCAC .46 .2669	12.24 NCR 2203			13.04 NCR 419	*					
21 NCAC .46 .2611	N/A	N/A	N/A	13.04 NCR 419	*					
21 NCAC .46 .2611	12.24 NCR 2203			13.04 NCR 419	*					
<b>PHYSICAL THERAPY EXAMINERS</b>										
21 NCAC .48A .0103	12.08 NCR 619			12.13 NCR 1150	*		Object	03/20/98		13.01 NCR 43
21 NCAC .48A .0105	12.08 NCR 619			12.13 NCR 1150	*		Approve	04/15/98	*	
21 NCAC .48C .0401	12.08 NCR 619			12.13 NCR 1150	*		Object	03/20/98		13.01 NCR 43
21 NCAC .48D .0102	12.08 NCR 619			12.13 NCR 1150	*		Approve	04/15/98	*	
21 NCAC .48D .0105	12.08 NCR 619			12.13 NCR 1150	*		Object	03/20/98		13.01 NCR 43
21 NCAC .48D .0112	12.08 NCR 619			12.13 NCR 1150	*		Approve	04/15/98	*	
21 NCAC .48E .0102	12.08 NCR 619			12.13 NCR 1150	*		Object	03/20/98		13.01 NCR 43
21 NCAC .48G .0203	12.08 NCR 619			12.13 NCR 1150	*		Object	03/20/98		13.01 NCR 43
21 NCAC .48G .0404	12.08 NCR 619			12.13 NCR 1150	*		Approve	03/20/98	*	
21 NCAC .48G .0601	12.08 NCR 619			12.13 NCR 1150	*		Approve	04/15/98	*	
								04/15/98	*	13.01 NCR 43

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21 NCAC 50 .0106			12.07 NCR 509							
21 NCAC 50 .0202			12.07 NCR 509							
21 NCAC 50 .0301		12.07 NCR 509	12.07 NCR 557	12.16 NCR 1490	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 50 .0306		12.07 NCR 509	12.07 NCR 557	12.16 NCR 1490	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 50 .0404		12.07 NCR 509	12.07 NCR 557	12.16 NCR 1490	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 50 .0405		12.07 NCR 509		12.16 NCR 1490	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 50 .0506		12.07 NCR 509	12.07 NCR 557							
21 NCAC 50 .0510		12.07 NCR 509		12.16 NCR 1490	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 50 .0511		12.07 NCR 509	12.07 NCR 557	12.16 NCR 1490	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 50 .1102		12.07 NCR 509	12.07 NCR 557	12.16 NCR 1490	\$		Approve	04/15/98	13:01 NCR 43	
21 NCAC 50 .1104		12.07 NCR 509		12.16 NCR 1490	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 50 .1201		12.07 NCR 509								
21 NCAC 50 .1205			12.07 NCR 509							
21 NCAC 50 .1206			12.07 NCR 509							
21 NCAC 50 .1210			12.07 NCR 509							
21 NCAC 50 .1212			12.07 NCR 509							
21 NCAC 50 .1302			12.07 NCR 509							
<b>PROFESSIONAL ENGINEERS AND LAND SURVEYORS</b>										
21 NCAC 56 .0103		12.08 NCR 619		12.16 NCR 1492	*		Approve	04/15/98	*	
21 NCAC 56 .0104		12.08 NCR 619		12.16 NCR 1492	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 56 .0401		12.08 NCR 619		12.16 NCR 1492	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 56 .0403		12.08 NCR 619		12.16 NCR 1492	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 56 .0404		12.08 NCR 619		12.16 NCR 1492	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 56 .0405		12.08 NCR 619		12.16 NCR 1492	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 56 .0501		12.08 NCR 619		12.16 NCR 1492	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 56 .0502		12.08 NCR 619		12.16 NCR 1492	\$		Approve	04/15/98	13:01 NCR 43	

**PLUMBING, HEATING AND FIRE SPRINKLER CONTRACTORS, EXAMINERS OF**

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21 NCAC 50 .0106		12.07 NCR 509								
21 NCAC 50 .0202		12.07 NCR 509								
21 NCAC 50 .0301		12.07 NCR 509	12.07 NCR 557	12.16 NCR 1490	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 50 .0306		12.07 NCR 509	12.07 NCR 557	12.16 NCR 1490	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 50 .0404		12.07 NCR 509	12.07 NCR 557	12.16 NCR 1490	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 50 .0405		12.07 NCR 509		12.16 NCR 1490	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 50 .0506		12.07 NCR 509	12.07 NCR 557							
21 NCAC 50 .0510		12.07 NCR 509		12.16 NCR 1490	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 50 .0511		12.07 NCR 509	12.07 NCR 557	12.16 NCR 1490	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 50 .1102		12.07 NCR 509	12.07 NCR 557	12.16 NCR 1490	\$		Approve	04/15/98	13:01 NCR 43	
21 NCAC 50 .1104		12.07 NCR 509		12.16 NCR 1490	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 50 .1201		12.07 NCR 509								
21 NCAC 50 .1205			12.07 NCR 509							
21 NCAC 50 .1206			12.07 NCR 509							
21 NCAC 50 .1210			12.07 NCR 509							
21 NCAC 50 .1212			12.07 NCR 509							
21 NCAC 50 .1302			12.07 NCR 509							
<b>PROFESSIONAL ENGINEERS AND LAND SURVEYORS</b>										
21 NCAC 56 .0103		12.08 NCR 619		12.16 NCR 1492	*		Approve	04/15/98	*	
21 NCAC 56 .0104		12.08 NCR 619		12.16 NCR 1492	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 56 .0401		12.08 NCR 619		12.16 NCR 1492	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 56 .0403		12.08 NCR 619		12.16 NCR 1492	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 56 .0404		12.08 NCR 619		12.16 NCR 1492	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 56 .0405		12.08 NCR 619		12.16 NCR 1492	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 56 .0501		12.08 NCR 619		12.16 NCR 1492	*		Approve	04/15/98	13:01 NCR 43	
21 NCAC 56 .0502		12.08 NCR 619		12.16 NCR 1492	\$		Approve	04/15/98	13:01 NCR 43	

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21 NCAC 56 .0503	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .0505	12:08 NCR 619		12:16 NCR 1492	S	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .0601	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .0602	12:08 NCR 619		12:16 NCR 1492	S	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .0603	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .0606	12:08 NCR 619		12:16 NCR 1492	S	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .0701	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .0702	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .0901	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .0902	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .1102	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .1103	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .1104	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .1105	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .1106	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .1201	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .1203	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .1205	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .1301	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .1302	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .1403	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .1409	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .1411	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .1602	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .1603	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .1604	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .1703	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43
21 NCAC 56 .1704	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98		*		13:01 NCR 43

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					Action	Date				
21 NCAC 56.1705		12:08 NCR 619			12:16 NCR 1492	*			Approve	04/15/98
21 NCAC 56.1711		12:08 NCR 619			12:16 NCR 1492	*			Approve	04/15/98
<b>PSYCHOLOGY BOARD</b>										
21 NCAC 54.1611		12:05 NCR 338								
21 NCAC 54.1612		12:05 NCR 338								
21 NCAC 54.1613		12:05 NCR 338								
21 NCAC 54.2006		12:05 NCR 338								
21 NCAC 54.2010		12:05 NCR 338								
21 NCAC 54.2104		12:05 NCR 338								
21 NCAC 54.2301		12:05 NCR 338								
21 NCAC 54.2302		12:05 NCR 338								
21 NCAC 54.2303		12:05 NCR 338								
21 NCAC 54.2304		12:05 NCR 338								
21 NCAC 54.2305		12:05 NCR 338								
21 NCAC 54.2306		12:05 NCR 338								
21 NCAC 54.2307		12:05 NCR 338								
21 NCAC 54.2308		12:05 NCR 338								
21 NCAC 54.2309		12:05 NCR 338								
21 NCAC 54.2310		12:05 NCR 338								
21 NCAC 54.2311		12:05 NCR 338								
21 NCAC 54.2312		12:05 NCR 338								
21 NCAC 54.2313		12:05 NCR 338								
21 NCAC 54.2314		12:05 NCR 338								
21 NCAC 54.2401		12:05 NCR 338								
21 NCAC 54.2402		12:05 NCR 338								
21 NCAC 54.2501		12:05 NCR 338								
21 NCAC 54.2502		12:05 NCR 338								
21 NCAC 54.2503		12:05 NCR 338								

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<b>PUBLIC EDUCATION</b>										
21 NCAC 54 .2504		12.05 NCR 338					*			
21 NCAC 54 .2505		12.05 NCR 338								
21 NCAC 54 .2601		12.05 NCR 338								
21 NCAC 54 .2602		12.05 NCR 338								
21 NCAC 54 .2704		12.05 NCR 338								
21 NCAC 54 .2705		12.05 NCR 338								
21 NCAC 54 .2706		12.05 NCR 338								
16 NCAC 06C .0310			12.01 NCR 18				*			
16 NCAC 06C .0502		12.03 NCR 210								
16 NCAC 06C .0602		12.09 NCR 834	12.19 NCR 1773	N/A	Approve	08/20/98				
16 NCAC 06D 0103			12.12 NCR 1050	*	Object	03/20/98				
16 NCAC 06E .0105					Approve	04/15/98	*			
16 NCAC 06E .0301		12.22 NCR 2010								
16 NCAC 06G .0305		12.05 NCR 433	12.19 NCR 1773	N/A	Approve	08/20/98				
16 NCAC 06G .0310		13.05 NCR 523								
16 NCAC 06G .0311		12.19 NCR 1773								
16 NCAC 06G .0501		12.22 NCR 2010								
16 NCAC 07 0202		12.12 NCR 1071	12.19 NCR 1773	N/A	Approve	08/20/98				
Public School Administration, Standards Board for										
16 NCAC 07 0202		12.07 NCR 533	12.12 NCR 1052	*	Approve	04/15/98				
<b>REAL ESTATE COMMISSION</b>										
21 NCAC 58A .0101	N/A	N/A	N/A	N/A	Approve	08/20/98				
<b>REVENUE</b>										
17 NCAC 04D .0204							13.05 NCR 496	S/SE		
17 NCAC 04D .0303							13.05 NCR 496	S/SE		
17 NCAC 04D .0305							13.05 NCR 496	S/SE		
17 NCAC 04D .0401							13.05 NCR 496	S/SE		

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17 NCAC 04D .0402					13:05 NCR 496	S/SE				
17 NCAC 04D .0501					13:05 NCR 496	S/SE				
17 NCAC 04D .0505					13:05 NCR 496	S/SE				
17 NCAC 04D .0506					13:05 NCR 496	S/SE				
17 NCAC 04D .0508					13:05 NCR 496	S/SE				
17 NCAC 04D .0610					13:05 NCR 496	S/SE				
17 NCAC 04D .0901					13:05 NCR 496	S/SE				
17 NCAC 04D .0902					13:05 NCR 496	S/SE				
17 NCAC 04D .0903					13:05 NCR 496	S/SE				
17 NCAC 04D .0907					13:05 NCR 496	S/SE				
17 NCAC 04D .0908					13:05 NCR 496	S/SE				
17 NCAC 04D 1001					13:05 NCR 496	S/SE				
17 NCAC 04D .1003					13:05 NCR 496	S/SE				
17 NCAC 05B .1402	N/A				N/A					
17 NCAC 05B .1703	N/A				N/A					
17 NCAC 05C .0102					12:14 NCR 1285	*				
17 NCAC 05C .0703					12:14 NCR 1285	*				
17 NCAC 06B .3204					12:17 NCR 1610	*				
17 NCAC 07B .5401	N/A				13:06 NCR 552	N/A				
17 NCAC 07B .5402	N/A				13:06 NCR 552	N/A				
17 NCAC 07B .5403	N/A				13:06 NCR 552	N/A				
17 NCAC 07B .5404	N/A				13:06 NCR 552	N/A				
17 NCAC 07B .5405	N/A				13:06 NCR 552	N/A				
17 NCAC 07B .5406	N/A				13:06 NCR 552	N/A				
17 NCAC 07B .5408	N/A				13:06 NCR 552	N/A				
17 NCAC 07B .5409	N/A				13:06 NCR 552	N/A				
17 NCAC 07B .5410	N/A				13:06 NCR 552	N/A				
17 NCAC 07B .5411	N/A				13:06 NCR 552	N/A				

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17 NC'AC'07B.5412	N/A				13:06 NCR 552					
17 NC'AC'07B.5414	N/A				13:06 NCR 552					
17 NC'AC'07B.5415	N/A				13:06 NCR 552					
17 NC'AC'07B.5416	N/A				13:06 NCR 552					
17 NC'AC'07B.5417	N/A				13:06 NCR 552					
17 NC'AC'07B.5418	N/A				13:06 NCR 552					
17 NC'AC'07B.5419	N/A				13:06 NCR 552					
17 NC'AC'07B.5420	N/A				13:06 NCR 552					
17 NC'AC'07B.5421	N/A				13:06 NCR 552					
17 NC'AC'07B.5422	N/A				13:06 NCR 552					
17 NC'AC'07B.5423	N/A				13:06 NCR 552					
17 NC'AC'07B.5424	N/A				13:06 NCR 552					
17 NC'AC'07B.5428	N/A				13:06 NCR 552					
17 NC'AC'07B.5429	N/A				13:06 NCR 552					
17 NC'AC'07B.5430	N/A				13:06 NCR 552					
17 NC'AC'07B.5431	N/A				13:06 NCR 552					
17 NC'AC'07B.5432	N/A				13:06 NCR 552					
17 NC'AC'07B.5433	N/A				13:06 NCR 552					
17 NC'AC'07B.5434	N/A				13:06 NCR 552					
17 NC'AC'07B.5435	N/A				13:06 NCR 552					
17 NC'AC'07B.5438	N/A				13:06 NCR 552					
17 NC'AC'07B.5440	N/A				13:06 NCR 552					
17 NC'AC'07B.5442	N/A				13:06 NCR 552					
17 NC'AC'07B.5443	N/A				13:06 NCR 552					
17 NC'AC'07B.5444	N/A				13:06 NCR 552					
17 NC'AC'07B.5447	N/A				13:06 NCR 552					
17 NC'AC'07B.5448	N/A				13:06 NCR 552					
17 NC'AC'07B.5449	N/A				13:06 NCR 552					

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17 NCAC 07B .5450	N/A				13:06 NCR 552		N/A			
17 NCAC 07B .5451	N/A				13:06 NCR 552		N/A			
17 NCAC 07B .5452	N/A				13:06 NCR 552		N/A			
17 NCAC 07B .5453	N/A				13:06 NCR 552		N/A			
17 NCAC 07B .5454	N/A				13:06 NCR 552		N/A			
17 NCAC 07B .5455	N/A				13:06 NCR 552		N/A			
17 NCAC 07B .5456	N/A				13:06 NCR 552		N/A			
17 NCAC 07B .5457	N/A				13:06 NCR 552		N/A			
17 NCAC 07B .5458	N/A				13:06 NCR 552		N/A			
17 NCAC 07B .5460	N/A				13:06 NCR 552		N/A			
17 NCAC 07B .5461	N/A				13:06 NCR 552		N/A			
17 NCAC 07B .5463	N/A				13:06 NCR 552		N/A			
17 NCAC 09L .0302				*						
Tax Review Board					12:17 NCR 1610		Approve	06/18/98		
									13:03 NCR 334	
										13:03 NCR 262
<b>SECRETARY OF STATE</b>										
18 NCAC 06 .1104			12:07 NCR 534		12:14 NCR 1312	*	Object	03/20/98		
18 NCAC 06 .1206			12:07 NCR 534		12:14 NCR 1312	*	Approve	04/15/98	*	
18 NCAC 06 .1212			12:07 NCR 534		12:14 NCR 1312	*	Object	03/20/98		
18 NCAC 06 .1401			12:07 NCR 534		12:14 NCR 1312	*	Approve	04/15/98	*	
18 NCAC 06 .1509			12:07 NCR 534		12:14 NCR 1312	*	Object	03/20/98		
18 NCAC 06 .1702			12:07 NCR 534		12:14 NCR 1312	*	Approve	04/15/98	*	
18 NCAC 06 .1703			12:07 NCR 534		12:14 NCR 1312	*	Object	03/20/98		
18 NCAC 06 .1705			12:07 NCR 534		12:14 NCR 1312	*	Approve	04/15/98	*	
18 NCAC 06 .1706			12:07 NCR 534		12:14 NCR 1312	*	Object	03/20/98	*	
18 NCAC 06 .1802			12:07 NCR 534		12:14 NCR 1312	*	Approve	04/15/98	*	

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18 NCAC 06 .1803		12.07 NCR 534	12.14 NCR 1312	*	Object	03/20/98				
18 NCAC 06 .1805		12.07 NCR 534	12.14 NCR 1312	*	Approve	04/15/98	*			13.01 NCR 43
18 NCAC 06 .1811		12.07 NCR 534	12.14 NCR 1312	*	Object	03/20/98				13.01 NCR 43
<b>SPEECH AND LANGUAGE PATHOLOGISTS AND AUDIOLOGIST, BOARD OF EXAMINERS</b>										
21 NCAC 64 .0303		11.23 NCR 1780								
<b>STATE PERSONNEL COMMISSION</b>										
25 NCAC 01B 0354		13.05 NCR 436								
25 NCAC 01B 0437		13.05 NCR 436								
25 NCAC 01D 2516		11.13 NCR 1062 Temp Expired	11.19 NCR 1429	*						
25 NCAC 01D 2517		12.09 NCR 835								
25 NCAC 01H 0602		13.05 NCR 436								
25 NCAC 01H 0605		13.05 NCR 436								
25 NCAC 01H 0606		13.05 NCR 436								
25 NCAC 01J 0503		13.05 NCR 436								
25 NCAC 01J .0512		13.05 NCR 436								
25 NCAC 01J .0603		13.05 NCR 436								
<b>SUBSTANCE ABUSE PROFESSIONAL CERTIFICATION BOARD</b>										
21 NCAC 68		12.09 NCR 745								
21 NCAC 68 .0101		12.11 NCR 944	12.15 NCR 1426	SL	Approve	04/15/98	*			13.01 NCR 43
21 NCAC 68 .0102	N/A	N/A	N/A		Approve	04/15/98				13.01 NCR 43
21 NCAC 68 .0301		12.11 NCR 944	12.15 NCR 1426	SL	Approve	04/15/98	*			13.01 NCR 43
21 NCAC 68 .0302		12.11 NCR 944	12.15 NCR 1426	SL	Approve	04/15/98				13.01 NCR 43
21 NCAC 68 .0303		12.11 NCR 944	12.15 NCR 1426	SL	Approve	04/15/98	*			13.01 NCR 43
21 NCAC 68 .0304		12.11 NCR 944	12.15 NCR 1426	SL	Approve	04/15/98				13.01 NCR 43
21 NCAC 68 .0305		12.11 NCR 944	12.15 NCR 1426	SL	Object	04/15/98	*			13.02 NCR 249
21 NCAC 68 .0306		12.11 NCR 944	12.15 NCR 1426	SL	Approve	04/15/98				13.01 NCR 43
21 NCAC 68 .0307		12.11 NCR 944	12.15 NCR 1426	SL	Approve	04/15/98				13.01 NCR 43

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Agency/Rule Citation	Rule-making Proceedings	Temporary Rule	Notice of Text	Fiscal Note	RRC Status		Text differs from proposal	Effective by Governor	Approved Rule	Other
					Action	Date				
21 NCAC 68 .0602	12:09 NCR 745		12:15 NCR 1426	\$L	Approve	04/15/98				13:01 NCR 43
21 NCAC 68 .0603	12:09 NCR 745		12:15 NCR 1426	\$L	Approve	04/15/98	*			13:01 NCR 43
21 NCAC 68 .0608	12:09 NCR 745		12:15 NCR 1426	\$L	Approve	04/15/98				13:01 NCR 43

**TRANSPORTATION**

**Highways, Division of**

19A NCAC 02D .0406	12:22 NCR 1980		13:05 NCR 501	*
19A NCAC 02D .0415	12:18 NCR 1694		12:24 NCR 2219	*
19A NCAC 02D .0816	12:19 NCR 1764		13:01 NCR 41	*
19A NCAC 02E .0221	13:04 NCR 361			
19A NCAC 02E .0222	13:04 NCR 361			

**Motor Vehicles, Division of**

19A NCAC 031 .0100	11:19 NCR 1413									
19A NCAC 031 .0200	11:19 NCR 1413									
19A NCAC 031 .0202	12:18 NCR 1695		12:24 NCR 2220	*						*
19A NCAC 031 .0203	12:18 NCR 1695		12:24 NCR 2220	*						*
19A NCAC 031 .0300	11:19 NCR 1413									
19A NCAC 031 .0400	11:19 NCR 1413									
19A NCAC 031 .0500	11:19 NCR 1413									
19A NCAC 031 .0501	12:18 NCR 1695		12:24 NCR 2220	*						*
19A NCAC 031 .0502	12:18 NCR 1695		12:24 NCR 2220	*						*
19A NCAC 031 .0503	12:18 NCR 1695		12:24 NCR 2220	*						*
19A NCAC 031 .0600	11:19 NCR 1413									
19A NCAC 031 .0700	11:19 NCR 1413									
19A NCAC 031 .0800	11:19 NCR 1413									

**Rail Division**

19A NCAC 06B .0401	12:22 NCR 1981		13:06 NCR 557	*
19A NCAC 06B .0404	12:22 NCR 1981		13:06 NCR 557	*
19A NCAC 06B .0405	12:22 NCR 1981		13:06 NCR 557	*

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Agency/Rule Citation	Rule-making Proceedings	Temporary Rule	Notice of Text	Fiscal Note	RRC Status		Text differs from proposal	Effective by Governor	Approved Rule	Other
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19A NCAC' 06B .0409		12.22 NCR 1981			13.06	NCR 557	*			
19A NCAC' 06B .0410		12.22 NCR 1981			13.06	NCR 557	*			
19A NCAC' 06B .0412		12.22 NCR 1981			13.06	NCR 557	*			
19A NCAC' 06B .0413		12.22 NCR 1981			13.06	NCR 557	*			
19A NCAC' 06B .0414		12.22 NCR 1981			13.06	NCR 557	*			
19A NCAC' 06B .0417		12.22 NCR 1981			13.06	NCR 557	*			
19A NCAC' 06B .0418		12.22 NCR 1981			13.06	NCR 557	*			
<b>VETERINARY MEDICAL BOARD</b>										
21 NCAC' 66 .0207			12.23 NCR 2089							
21 NCAC' 66 .0208			12.23 NCR 2089							

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